

THE CITY OF SAN DIEGO, CALIFORNIA
MINUTES FOR REGULAR COUNCIL MEETING
OF

TUESDAY, SEPTEMBER 6, 1988

AT 9:00 A.M.

IN THE COUNCIL CHAMBERS - 12TH FLOOR

CHRONOLOGY OF THE MEETING:

The meeting was called to order by Mayor O'Connor at 10:48 a.m. The meeting was recessed by Deputy Mayor McColl at 1:06 p.m.

The meeting was reconvened by Deputy Mayor McColl at 2:13 p.m. with Mayor O'Connor and Council Members Roberts and Filner not present.

The Meeting was recessed by Mayor O'Connor at 5:48 p.m. to meet as the Special Joint Meeting with the Redevelopment Agency and to meet as the Redevelopment Agency. The meeting was reconvened by Mayor O'Connor at 6:08 p.m. with Council Members Wolfsheimer and Filner not present. Mayor O'Connor adjourned the meeting at 6:16 p.m. to meet in Closed Session immediately following in the twelfth floor conference room regarding pending litigation.

ATTENDANCE DURING THE MEETING:

- (M) Mayor O'Connor-present
- (1) Council Member Wolfsheimer-present
- (2) Council Member Roberts-present
- (3) Council Member McColl-present
- (4) Council Member Pratt-present
- (5) Council Member Struiksmma-present
- (6) Council Member Henderson-present
- (7) Council Member McCarty-present
- (8) Council Member Filner-present
- Clerk-Abdelnour (rb,eb)

FILE LOCATION: MINUTES

ITEM-1: ROLL CALL

Clerk Abdelnour called the roll:

- (M) Mayor O'Connor-present
- (1) Council Member Wolfsheimer-present
- (2) Council Member Roberts-present
- (3) Council Member McColl-present
- (4) Council Member Pratt-present
- (5) Council Member Struiksmma-present
- (6) Council Member Henderson-present
- (7) Council Member McCarty-present
- (8) Council Member Filner-present

ITEM-10: INVOCATION

Invocation was given by Father Louis J. Levinson of
St. Mark Episcopal Church.

FILE LOCATION: MINUTES

Sep-6-1988

ITEM-20: PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Council Member
Pratt.

FILE LOCATION: MINUTES

ITEM-30: APPROVED

Approval of Council Minutes for the Meetings of:

6/27/88

6/28/88

6/28/88 Special

7/15/88 Special

7/19/88

7/20/88

7/20/88 Special

7/21/88 Special

7/25/88

7/25/88 Special

7/27/88 Special

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: A026-027.)

MOTION BY HENDERSON TO APPROVE. Second by Struiksma. Passed by
the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea,
Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea,
Filner-yea, Mayor O'Connor-yea.

ITEM-31: PRESENTED

A presentation to the San Diegans on the United States of
America Rugby Football Union, which will tour the Soviet
Union next month; a first tour of an Eastern Bloc Country.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A028-084.)

ITEM-32: GRANTED HEARING

Matter of the request of The Salvation Army, by Major

Richard Love, for a hearing of an appeal from the decision of the Planning Commission in failing to approve Conditional Use Permit CUP-88-0136, which was deemed a denial.

The project would establish a Federal Offenders Pre-Release Rehabilitation Program for up to 35 individuals (35 beds) occupying 6,000 square feet within an existing building.

The subject property (0.23-acres), is located at the southeast corner of Tenth Avenue and "G" Street, in Zone RCX (residential commercial), in the Centre City Planned District, and is further described as Lots A and B, Block 82, Horton's Addition.
(CUP-88-0136. District-8.)

A motion granting or denying the request for a hearing of the appeal.

FILE LOCATION: PERM CUP-88-0136

COUNCIL ACTION: (Tape location: A085-094.)

MOTION BY FILNER TO GRANT THE HEARING BASED ON THE FINDINGS THAT IT IS A CITY-WIDE PLANNING ISSUE IN WHICH THE GUIDANCE OF THE CITY COUNCIL IS REQUIRED AND THE MATTER IS OF CITY-WIDE SIGNIFICANCE. Second by Roberts. Passed by the following vote:

Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-33: CONTINUED TO SEPTEMBER 26, 1988

Matter of the request of Raman Kurkchubasche, for a hearing of an appeal from the decision of the Planning Commission in failing to approve La Jolla Shores Planned District Permit LJS-8645, proposing to demolish an existing single-family residence to be replaced by a new 22-foot-high residence. The subject property is located at 2337 Calle Corta and is further described as a portion of Pueblo Lot 1297, in Zone SF (single-family), in the La Jolla Shores Planned District.
(LJS-8645. District-1.)

A motion granting or denying the request for a hearing of the appeal.

Municipal Code, the appellant has filed his written request for the City Council to allow an appeal from the decision of the Planning Commission. No oral presentations shall be made to the Council by either the proponents or opponents of the project.

If the request to allow an appeal is granted, time has been reserved for the project to be heard on Tuesday, September 20, 1988, at 2:00

p.m.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: A095-161.)

MOTION BY WOLFSHEIMER TO CONTINUE FOR THREE WEEKS, SEPTEMBER 26, 1988, AS REQUESTED BY THE APPELLANT, TO ALLOW TIME TO WORK OUT AN ACCEPTABLE PLAN WITH THE NEIGHBORHOOD. Second by McColl.

Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-50: (O-89-1 Rev.1) ADOPTED AS ORDINANCE O-17129 (New Series)

Amending Chapter X, Article, Division 12, of the San Diego Municipal Code by amending Sections 103.1205, 103.1206 and 103.1208 relating to the La Jolla Planned District. (La Jolla Community Area. District-1. Introduced as amended on 8/2/88. Council voted 7-2. Districts 6 and 8 voted nay.)

FILE LOCATION: LAND - LA JOLLA PLANNED DISTRICT

COUNCIL ACTION: (Tape location: A262-277.)

CONSENT MOTION BY MCCOLL TO DISPENSE WITH THE READING AND ADOPT. Second by Pratt. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-51: (O-88-214) ADOPTED AS ORDINANCE O-17130 (New Series)

Prezoning 40.9-acres, located north of Spring Canyon Road, west of Pomerado Road, east of Interstate 15, south of Poway Road, (annexation from the County of San Diego), into R1-6000 (HR) Zone. (Case-87-1131. Miramar Ranch North Community Area. District-5. Introduced on 8/9/88. Council voted 7-0. Districts 2 and 4 not present.)

FILE LOCATION: ZONE ORD. NO.

COUNCIL ACTION: (Tape location: A262-277.)

CONSENT MOTION BY MCCOLL TO DISPENSE WITH THE READING AND ADOPT. Second by Pratt. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-52: (O-89-6) ADOPTED AS ORDINANCE O-17131 (New Series)

Incorporating properties located along the north side of West Point Loma Boulevard, east of Nimitz Boulevard and west of Famosa Boulevard (West Point Loma Boulevard Project), into R-1750 Zone.

(Case-88-0421. Ocean Beach Community Area. District-2. Introduced on 8/2/88. Council voted 6-0. Districts 3, 7 and Mayor not present.)

FILE LOCATION: LAND - OCEAN BEACH PRECISE PLAN

COUNCIL ACTION: (Tape location: A262-277.)

CONSENT MOTION BY McCOLL TO DISPENSE WITH THE READING AND ADOPT.

Second by Pratt. Passed by the following vote:

Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea,
Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor
O'Connor-yea.

* ITEM-53: (O-89-7) ADOPTED AS ORDINANCE O-17132 (New Series)

Incorporating properties located on the south side of Niagara Avenue, east of the alley and west of Bacon Street (Niagara Avenue Project), into R-1750 Zone.

(Case-88-0425. Ocean Beach Community Area. District-2. Introduced on 8/2/88. Council voted 6-0. Districts 3, 7 and Mayor not present.)

FILE LOCATION: LAND - OCEAN BEACH PRECISE PLAN

COUNCIL ACTION: (Tape location: A262-277.)

CONSENT MOTION BY McCOLL TO DISPENSE WITH THE READING AND ADOPT.

Second by Pratt. Passed by the following vote:

Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea,
Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor
O'Connor-yea.

* ITEM-54: (O-89-8) ADOPTED AS ORDINANCE O-17133 (New Series)

Incorporating a site located along the east side of Scott Street, bounded by Shelter Island Drive and Addison, Emerson and Dickens Streets, into Zone CV.

(Case-88-0422. Peninsula Community Area. District-2. Introduced on 8/2/88. Council voted 6-0. Districts 3, 4, and Mayor not present.)

FILE LOCATION: ZONE ORD. NO.

COUNCIL ACTION: (Tape location: A262-277.)

CONSENT MOTION BY McCOLL TO DISPENSE WITH THE READING AND ADOPT.

Second by Pratt. Passed by the following vote:

Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea,
Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor
O'Connor-yea.

* ITEM-55: (O-89-3) ADOPTED AS ORDINANCE O-17134 (New Series)

Incorporating various properties located in an area
generally bounded by the City of Chula Vista to the north,
the Cities of Coronado and Imperial Beach and the Pacific
Ocean to the west, the Mexican Border to the south and
Interstate 5 and Hollister Avenue to the east, into A-1-1,
A-1-10, OS-P, R1-5000, R-1500, R-3000, CR, C-1, A-1-1/IOZ,
A-1-5/IOZ and R1-20000/IOZ Zones.
(Case-88-0313. San Diego Bay, Otay Mesa-Nestor, Tia Juana
River Valley and Border Highlands Community Areas.
District-8. Introduced on 8/2/88. Council voted 7-0.
Districts 3 and 4 not present.)

FILE LOCATION: ZONE ORD. NO.

COUNCIL ACTION: (Tape location: A262-277.)

CONSENT MOTION BY McCOLL TO DISPENSE WITH THE READING AND ADOPT.

Second by Pratt. Passed by the following vote:

Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea,
Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor
O'Connor-yea.

* ITEM-100: (R-89-82) ADOPTED AS RESOLUTION R-271721

Awarding contracts for furnishing tires and tubes, as
may be required for a period of one year beginning
September 1, 1988 through August 31, 1989, for an
estimated cost of \$498,328.19, including tax and terms,
as follows: (BID-9856)

1. General Tire Service for Group I - Passenger
Car/Compact Truck, Group II - Police High Speed,
Group III - Radial/Bias Tube & Tubeless, Light Truck,
Group IV - Radial/Bias Tube and Tubeless,
Medium/Heavy Duty Truck.
2. Dapper Tire Co. for Group V - Bias/Tube Off Road,
Group VI - Miscellaneous Fire Department Truck Tires.
3. Geo. F. Kennedy, Inc. for Group VII - Inner Tubes.

FILE LOCATION: MEET CONT FY89-3

COUNCIL ACTION: (Tape location: A278-296.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by McColl. Passed
by the following vote: Wolfsheimer-yea, Roberts-yea,
McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea,

McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-101: (R-89-99) ADOPTED AS RESOLUTION R-271722

Awarding a contract to Rehrig Pacific Company, for the purchase of 20,000 sets of stackable, interlocking, plastic containers, for a pilot residential recycling curbside program, for an estimated cost of \$315,789.77, including tax and terms. (BID-0076/89)

Aud. Cert. 8900211.

FILE LOCATION: MEET CONT FY89-1

COUNCIL ACTION: (Tape location: A296-331.)

MOTION BY McCOLL TO ADOPT. Second by Roberts. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-102: (R-89-92) ADOPTED AS RESOLUTION R-271723

Awarding contracts for construction type equipment rentals, unoperated, as may be required for a period of one year beginning August 1, 1988 through July 31, 1989, for an estimated cost of \$211,200, as follows: (BID-0014/89)

1. San Diego Equipment Rentals, Inc. for Items 1, 3, 5 and 7 (Primary Contract), with options to renew the contract for four additional one year periods, with option year price increases not to exceed prices in effect at the end of the previous contract year by more than 10 percent.
2. Hertz Equipment Rental Corp. for Item 2 (Primary Contract).
3. BJ's Rental Store for Items 4, 8 and 9 (Primary Contract) and Item 7 (Secondary Contract), with options to renew the contract for four additional one year periods, with price increases in the first two option years not to exceed 6 percent of prices in effect at the end of the previous contract year, and price increases in the last two option years not to exceed 10 percent of prices in effect at the end of the previous contract year.
4. Hawthorne Rent-It Service for Item 6 (Primary Contract) and Items 2 and 3 (Secondary Contract), with options to renew the contract for four additional one year periods, with option year price increases not to exceed prices in effect at the end of the previous contract year by more

than 10 percent.

5. U.S. Rentals, located in Chula Vista, for Items 4, 6, 8 and 9 (Secondary Contract), with options to renew the contract for four additional one year periods, with no price increases in the first option year and price increases in the last three option years not to exceed prices in effect at the end of the previous contract year by more than 5 percent.

6. Case Power & Equipment for Item 5 (Secondary Contract).

FILE LOCATION: MEET CONT FY89-6

COUNCIL ACTION: (Tape location: A278-296.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-103: (R-89-86) ADOPTED AS RESOLUTION R-271724

Awarding contracts for miscellaneous construction type equipment rentals, operated, as may be required for a period of one year beginning August 1, 1988 through July 31, 1989, for an estimated cost of \$24,000 (S.D. Equipment Rentals), for the initial contracts, including terms, for primary contracts only, as follows: (BID-0013/89)

1. San Diego Equipment Rentals, Inc. for Primary Contracts for all items, with options to renew the contract for four additional one year periods, with option year price increases not to exceed prices in effect at the end of previous the contract year by more than 10 percent.
2. Burns & Sons Trucking for Secondary "Back-up" Contracts for all items, with an option to renew the contract for one additional one year period, with option year price increase not to exceed prices in effect at the end of the previous contract year by more than 5 percent.

FILE LOCATION: MEET CONT FY89-2

COUNCIL ACTION: (Tape location: A278-296.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-104: (R-89-85) ADOPTED AS RESOLUTION R-271725

Awarding contracts for miscellaneous operated crane rentals, as may be required for a period of one year

beginning August 1, 1988 through July 31, 1989, for an estimated cost of \$119,000, for initial contracts, including terms, for primary contracts only, as follows: (BID-0008/89)

1. C & M Crane Rental, Inc. for Items 1, 2, 3, 4 and 5 (Primary Contract), with options to renew the contract for four additional one year periods, with price increases in each option year not to exceed the prices in the previous contract year by more than 5 percent for option year 1, 8 percent for option year 2, 10 percent for option year 3, and 10 percent for option year 4.
2. California Crane & Rigging for Item 6 (Primary Contract) and Item 7 (Secondary "Back-up" Contract), with options to renew the contract for four additional one year periods, with the option year price increases not to exceed the prices in effect for the previous contract period by more than 2.5 percent.
3. Cabrillo Crane & Rigging Corp. for Item 7 (Primary Contract) and Items 1, 4 and 6 (Secondary "Back-up" Contract), with options to renew the contract for four additional one year periods, with the option year price increases not to exceed the prices in effect for the previous contract period by more than 10 percent.
4. Zane's Cranes, Inc. for Item 2 (Secondary "Back-up" Contract), with options to renew the contract for four additional one year periods, with the option year price increases not to exceed the increase in the cost of living.
5. Superior Crane & Rigging, Inc. for Items 3 and 5 (Secondary "Back-up" Contract), with options to renew the contract for four additional one year periods, with the option year price increase not to exceed the prices in effect for the previous contract period by more than 3 percent.

FILE LOCATION: MEET CONT FY89-5

COUNCIL ACTION: (Tape location: A278-296.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-105: (R-89-87) ADOPTED AS RESOLUTION R-271726

Awarding contracts for miscellaneous operated backhoe rental, as may be required for a period of one year

beginning August 1, 1988 through July 31, 1989, for an estimated cost of \$89,600, for initial contracts, including terms, for primary contracts only, as follows:

(BID-0007/89)

1. Horizons Const. for Item 1 (Primary Contract), with options to renew the contract for four additional one year periods, with option year price increases not to exceed prices in effect at the end of the previous contract year by more than 8 percent.
2. San Diego Equipment Rentals, Inc. for Items 2 and 3 (Primary Contract) and Item 1 (Secondary "Back-up" Contract), with options to renew the contract for four additional one year periods, with option year price increases not to exceed prices in effect at the end of the previous contract year by more than 10 percent.
3. Bob's Gradall for Item 4 (Primary Contract), with options to renew the contract for four additional one year periods, with option year price increases not to exceed prices in effect at the end of the previous contract year by more than 10 percent.
4. Rutledge Gradalls for Item 5 (Primary Contract), with options to renew the contract for four additional one year periods, with option year price increases not to exceed prices in effect at the end of the previous contract year by more than 3 percent.
5. F.L. Redd Gradall for Item 4 (Secondary "Back-up" Contract).

FILE LOCATION: MEET CONT FY89-5

COUNCIL ACTION: (Tape location: A278-296.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-106: (R-89-90) ADOPTED AS RESOLUTION R-271727

Awarding a contract to San Diego Rubber and Supply Co. for the purchase of miscellaneous hose and fittings, as may be required for a period of one year beginning August 1, 1988 through July 31, 1989, for a total estimated first year cost of \$22,600, including sales tax and potential escalation, with options to renew the contract for four additional one year periods. (BID-0024/89)

FILE LOCATION: MEET CONT FY89-1

COUNCIL ACTION: (Tape location: A278-296.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-107: (R-89-98) ADOPTED AS RESOLUTION R-271728

Awarding a contract to Liberty Equipment and Supply for the purchase of miscellaneous pipe and fittings (brass and copper), as may be required for a period of three months beginning August 15, 1988 through November 14, 1988 for a total estimated cost for the initial contract of \$13,800, including terms, with options to renew the contract for three additional 3-month periods. (BID-0031/89)

FILE LOCATION: MEET CONT FY89-1

COUNCIL ACTION: (Tape location: A278-296.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-108: (R-89-81) ADOPTED AS RESOLUTION R-271729

Awarding a contract to International Contractors, Inc., for the purchase of fiber optic cable and related equipment (connectors, termination panel, splice kit and technician training) for a total cost of \$25,126.37, including tax and terms. (BID-9691)

Aud. Cert. 8900175.

FILE LOCATION: MEET CONT FY89-1

COUNCIL ACTION: (Tape location: A278-296.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-109: (R-89-88 Rev.1) ADOPTED AS RESOLUTION R-271730

19880906

Awarding contracts for miscellaneous operated spoil or fill truck and lowboy trailer and tractor rental, as may be required for a period of one year beginning August 1, 1988 through July 31, 1989, for a total estimated cost for initial contracts, including terms, for primary contracts

only, of \$96,700, as follows: (BID-0004/89)

1. Thomas Trucking for Item 1 (Primary Contract) and Items 2 and 3 (Secondary "Back-up" Contract); with options to renew contract for four additional one year periods, with no price increases other than those mandated by the PUC.
2. Burns and Sons Trucking for Item 2 (Primary Contract and Item 1 (Secondary "Back-up" Contract).
3. Superior Crane and Rigging, Inc. for Item 3 (Primary Contract); with options to renew contract for four additional one year periods, with option year price increases not to exceed prices in effect at the end of the previous contract year by more than 3 percent.

FILE LOCATION: MEET CONT FY89-3

COUNCIL ACTION: (Tape location: A278-296.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-110: (R-89-95) ADOPTED AS RESOLUTION R-271731

Awarding a contract to Casa Verde Landscape for furnishing landscape maintenance of twenty-six library sites, as may be required for a period of one year beginning October 16, 1988 through October 15, 1989, for an estimated cost of \$53,700, with options to renew the contract for four additional one year periods, with price escalations not to exceed 10 percent of prices in effect at the end of each prior year. (BID-0009/89)

FILE LOCATION: MEET CONT FY89-1

COUNCIL ACTION: (Tape location: A278-296.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-111: (R-89-94) ADOPTED AS RESOLUTION R-271732

Authorizing the City Manager to exercise an option to purchase a second surf rescue vessel and trailer, as bid by Boston Whaler, Inc., for a total cost of \$39,081, with further options to purchase up to two additional boats and trailers; authorizing the expenditure of funds, not to exceed \$41,621.27, from Fund No. 447, Organization No. 340,

Object No. 6010 and Job Order No. 3400, to provide funds for said project and related costs; authorizing the Auditor and Comptroller, upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves.

Aud. Cert. 8900208.

FILE LOCATION: MEET CONT FY89-1

COUNCIL ACTION: (Tape location: A332-372.)

MOTION BY HENDERSON TO ADOPT THE ITEM AND DIRECT STAFF TO REPORT TO THE PUBLIC SERVICES AND SAFETY COMMITTEE IN 30 DAYS ON THE STATUS OF THE SAFETY EQUIPMENT RELATIVE TO THE CONDITION THE EQUIPMENT IS IN; AND REFER TO THE PUBLIC SERVICES AND SAFETY COMMITTEE THE ISSUE OF POSTING LIFEGUARDS AT PEAK HOURS IN THE AREA BY THE CAVES IN LA JOLLA. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-112: (R-89-97) ADOPTED AS RESOLUTION R-271733

Awarding a contract to Darrell Heppner Risk Management, Inc. for the furnishing of back support devices, as may be required for a period of one year beginning October 1, 1988 through September 30, 1989, for a total estimated cost of \$24,949.28, including tax and terms. (BID-0010/89)

FILE LOCATION: MEET CONT FY89-1

COUNCIL ACTION: (Tape location: A278-296.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-113: (R-89-91) ADOPTED AS RESOLUTION R-271734

Authorizing the assignment of the contract with Philips Lighting for the purchase of low pressure sodium street light luminaires, lamps and photocells, as previously authorized by Resolution No. R-270561, adopted on March 21, 1988, to American Electric Division, FL Industries, Inc.; authorizing the City Manager to execute a consent agreement to said assignment. (BID-9418)

FILE LOCATION: MEET CONT FY89-1

COUNCIL ACTION: (Tape location: A278-296.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea,

McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-114: (R-89-93) ADOPTED AS RESOLUTION R-271735
19880906

Inviting bids for the Construction of Traffic Signal and
Street Lighting Systems at Portobelo Drive and Santo Drive
on Work Order No. 119115; authorizing the execution of a
contract with the lowest responsible bidder; authorizing
the expenditure of an amount not to exceed \$168,000 from
Fund 79005, CIP-62-275, Traffic Signals - FBA Funded, for
providing funds for said project and related costs;
authorizing the City Auditor and Comptroller, upon advice
from the administering department, to retain excess
budgeted funds, if any, in CIP-62-275, Traffic Signals -
FBA Funded. (BID-0094/89)

(Tierrasanta Community Area. District-7.)

CITY MANAGER SUPPORTING INFORMATION: Santo Road traffic
volume has increased with the opening of the State Route 52
connection. This Capital Improvements Program Project will
provide for the safe passage of emergency equipment, pedestrians
and vehicles through the intersection. Design features include
creation of a northbound Santo Road left-turn lane, protected
left-turn movements from Santo Road, and emergency vehicle
preemption equipment. A bonus - liquidated damage clause is
included in the contract specifications to insure timely
completion of the project.

Aud. Cert. 8900199.

FILE LOCATION: W.O. 119115 CONT - Perry Electric
CONT FY89-1

COUNCIL ACTION: (Tape location: A278-296.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by McColl. Passed
by the following vote: Wolfsheimer-yea, Roberts-yea,
McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-115: (R-89-96) ADOPTED AS RESOLUTION R-271736
19880906

Inviting bids for the Construction of Traffic Signal and
Street Lighting Systems at Fourth Avenue and Beech Street
and at India Street and Vine Street on Work Order No.
119055; authorizing the execution of a contract with the
lowest responsible bidder; authorizing the expenditure of

an amount not to exceed \$139,800 from Capital Outlay Fund 30245, CIP-61-002, Annual Allocation - New Traffic Signals, for providing funds for said project and related costs; authorizing the City Auditor and Comptroller, upon advice from the administering department, to retain excess budgeted funds, if any, in CIP-61-002, Annual Allocation - New Traffic Signals. (BID-0095/89)
(Pacific Highway and Centre City Community Areas. Districts-2 and 8.)

CITY MANAGER SUPPORTING INFORMATION: The subject Capital Improvements Project will provide for the safe passage of emergency vehicles, pedestrians, and vehicles through the intersections. Design features at Fourth Avenue and Beech Street include coordination of traffic signal operation with the downtown master control system and the installation of audible signals for the visually impaired.

Aud. Cert. 8900080.

FILE LOCATION: W.O. 119055 CONT - Select Electric Inc.
CONT FY89-1

COUNCIL ACTION: (Tape location: A278-296.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-116: (R-89-83) ADOPTED AS RESOLUTION R-271737
19880906

Inviting bids for the Construction of Traffic Signals and Street Lighting Systems at Mira Mesa Boulevard and Scripps Ranch Boulevard on Work Order No. 119062; authorizing the execution of a contract with the lowest responsible bidder; authorizing the City Auditor and Comptroller to transfer \$50,000 from Subdivision Trust Fund 60320 to Fund 39058, CIP-62-275, Traffic Signals - FBA Funded; authorizing the expenditure of an amount not to exceed \$109,200 from Fund 39058, CIP-62-275, Traffic Signals - FBA Funded, for providing funds for said project and related costs; authorizing the City Auditor and Comptroller, upon advice from the administering department, to retain excess budgeted funds, if any, in CIP-62-275, Traffic Signals - FBA Funded. (BID-0064/89)
(Scripps Miramar Ranch Community Area. District-5.)

CITY MANAGER SUPPORTING INFORMATION: The subject Capital Improvements Program Project is shown in the Scripps Ranch

Facilities Development Fund. The Tee intersection traffic signal system provides for the safe passage of emergency vehicles, pedestrians, and vehicles through the intersection. Traffic signal features include protected left-turn movements off of Scripps Ranch Boulevard and the installation of emergency vehicle preemption equipment.

Aud. Cert. 8900155.

FILE LOCATION: W.O. 119062 CONT - Select Electric, Inc.
CONT FY89-1

COUNCIL ACTION: (Tape location: A278-296.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-117: (R-89-84) ADOPTED AS RESOLUTION R-271738

Inviting bids for Multi-Purpose Court Resurfacing - FY '88 on Work Order No. 119175; authorizing the execution of a contract with the lowest responsible bidder; authorizing the expenditure of an amount not to exceed \$94,069 from the Park and Recreation/Eastern Division FY 1988 budget for providing funds for said project and related costs; authorizing the City Auditor and Comptroller, upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves.

(BID-0065/89)

(Old San Diego, Park North East, Skyline-Paradise Hills, Clairemont Mesa, Balboa Park and San Ysidro Community Areas. Districts-2, 3, 4, 5, 6 and 8.)

CITY MANAGER SUPPORTING INFORMATION: This project will provide for repairs to existing multi-purpose courts at: Lindbergh Neighborhood Park, Presidio Recreation Center, North Park Recreation Center, Golden Hill Recreation Center, Skyline Recreation Center, and San Ysidro Recreation Center, as well as existing tennis courts at Jerabek and Gershwin Neighborhood Parks. The repairs may include patching, leveling, surfacing, sealing, color coating, and line striping as required by the project specifications. These repairs will maintain the courts for continued safe use by the public.

Aud. Cert. 8800891.

FILE LOCATION: W.O. 119175 CONT FY89-1

COUNCIL ACTION: (Tape location: A278-296.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea,

McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-118: (R-89-89) ADOPTED AS RESOLUTION R-271739

Inviting bids for the Construction of Mission Gorge Road Seepage Line on Work Order No. 119132; authorizing the execution of a contract with the lowest responsible bidder; authorizing the expenditure of funds not to exceed \$58,000 from Capital Outlay Fund 30245, CIP-17-003, Annual Allocation - Seepage Problems, for said project and related costs; authorizing the Auditor and Comptroller, upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves.
(BID-0080/89)

(Navajo Community Area. District-7.)

CITY MANAGER SUPPORTING INFORMATION: On the north side of Mission Gorge Road, west of Mission Vista Drive, ground water is undermining the shoulder and edge of the roadway. This project will alleviate the problem by lowering the ground water level with a perforated drain approximately 1,300 feet long along the edge of the roadway. Without this project, the edge of the road would have to be reconstructed on a regular basis.

Aud. Cert. 8900054.

FILE LOCATION: W.O. 119132 CONT FY89-1

COUNCIL ACTION: (Tape location: A278-296.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-119: (R-88-2557) ADOPTED AS RESOLUTION R-271740
19880906

Inviting bids for the Lomita Neighborhood Park Improvements on Work Order No. 118746; authorizing the execution of a contract with the lowest responsible bidder; authorizing the City Auditor and Comptroller to transfer \$15,375 (\$2,571 from PSD 11690, \$1,499 from PSD 11693, \$8,315 from PSD 15700 and \$2,990 from PSD 15701) from Park Service District Funds to CIP-29-466, Lomita Neighborhood Park - Improvements; authorizing the expenditure of funds not to exceed \$365,800 from CIP-29-466, Lomita Neighborhood Park - Improvements (\$47,425 from Park Service District Funds, \$180,000 from Revenue Sharing Fund 18013 and \$138,375 from

Lomita Neighborhood Park Grant Fund) for said project and related costs; authorizing the Auditor and Comptroller, upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves; authorizing the City Auditor and Comptroller to establish an interest bearing special fund entitled "Lomita Neighborhood Park Grant Fund", for the receipt of Fiscal Year 1986 Roberti-Z'berg Harris grant monies in accordance with grant requirements, and that the City Auditor and Comptroller, upon receipt of grant funds from the Roberti-Z'berg Harris grant monies is hereby authorized to allocate these funds for the above purpose; requesting Council to return funds to the Park Service District Funds from where they were transferred when Roberti-Z'berg Harris grant monies are received. (BID-0006/89)

(Skyline-Paradise Hills Community Area. District-4.)

CITY MANAGER SUPPORTING INFORMATION: This project will provide improvements to Lomita Neighborhood Park located at Leucadia and Sears Avenues in the Skyline-Paradise Hills Community Planning Area. Site improvements will include: demolition and removal of the existing comfort station; grading; access improvements for the physically handicapped from San Felipe Street; relocation of the small children's play area and multi-purpose court; replacement of existing asphalt walks with concrete walks; and the construction of picnic facilities, safety lighting, landscaping and a fully automatic irrigation system.

Aud. Cert. 8801145.

FILE LOCATION: W.O. 118746 CONT - Commercial Builders and Contractors, Inc. CONT FY89-1

COUNCIL ACTION: (Tape location: A278-296.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-120:

Two actions relative to the final subdivision map of San Andres P.R.D. Unit No. 3, a 9-lot subdivision located northeasterly of I-5 and Via de la Valle:
(Future Urbanizing Area. District-1.)

Subitem-A: (R-89-346) ADOPTED AS RESOLUTION R-271741
Authorizing the execution of a Subdivision Improvement

Agreement with Lomas Santa Fe, Inc. for the installation and completion of public improvements.

Subitem-B: (R-89-345) ADOPTED AS RESOLUTION R-271742

Approving the final map.

FILE LOCATION: SUBITEMS A&B: SUBD - SAN ANDRES P.R.D. UNIT
NO. 3 CONT FY89-1

COUNCIL ACTION: (Tape location: A278-296.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-121:

Two actions relative to the final subdivision map of San Andres P.R.D. Unit No. 4, a 9-lot subdivision located northeasterly of I-5 and Via de la Valle:
(Future Urbanizing Area. District-1.)

Subitem-A: (R-89-350) ADOPTED AS RESOLUTION R-271743

Authorizing the execution of a Subdivision Improvement Agreement with Lomas Santa Fe, Inc. for the installation and completion of public improvements.

Subitem-B: (R-89-349) ADOPTED AS RESOLUTION R-271744

Approving the final map.

FILE LOCATION: SUBITEMS A&B: SUBD - SAN ANDRES P.R.D. UNIT
NO. 4 CONT FY89-1

COUNCIL ACTION: (Tape location: A278-296.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-122: (R-89-347) ADOPTED AS RESOLUTION R-271745

Authorizing the City Manager to conditionally accept the public improvements and record a Notice of Completion and Acceptance for Carmel Valley Neighborhood 5, Units 2, 7 and 9; authorizing the City Manager to secure agreements with the Baldwin Building Company which provide for the repair of specified portions of driveways within Carmel Valley Neighborhood 5, Units 2, 7 and 9 in the event that damage occurs attributable to the thickness of the concrete

utilized in said driveways at any time within ten years of the execution of the agreements.

(North City West Community Area. District-1.)

CITY MANAGER SUPPORTING INFORMATION: Baldwin Builders has applied for final approval and acceptance of Carmel Valley Neighborhood 5, Units 2, 7 and 9; however, it has been determined that portions of driveways constructed by Baldwin Buildings within the City's right-of-way do not conform to the existing City's Standard Specifications. They are, however, in conformance with previous specifications which were changed prior to the subdivision agreements. The new standard requires the residential driveways to be 5 1/2 inches thick for the full ten foot length from the gutter line to be right-of-way boundary, whereas the old standard only required the driveway to be 5 1/2 inches thick to the outside edge of the sidewalk, leaving the remaining 4.5 feet to the property line at only 4-inch thickness. Since all other public improvements have been satisfactorily completed in accordance with subdivision requirements, it is proposed to accept these subdivisions, with the condition that Baldwin Building agrees to repair any of the substandard driveway thickness behind the sidewalk line if they become damaged within 10 years of the acceptance of these subdivisions. The developer has submitted bonds in the following amounts as surety for the agreements: \$24,255 (Unit 2); \$20,200 (Unit 7); \$4,525 (Unit 9).

FILE LOCATION: SUBD - CARMEL VALLEY NEIGHBORHOOD 5, UNITS 2, 7, AND 9 CONT FY89-1

COUNCIL ACTION: (Tape location: A278-296.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-123: (R-89-234) ADOPTED AS RESOLUTION R-271746

Authorizing the expenditure of an amount not to exceed \$5,314 from Federal Revenue Sharing Funds, CIP-37-028, Annual Allocation, Undergrounding of City Utilities, for the purpose of providing funds for the purchase and installation of one new street light to replace an existing pole-mounted street light in the Convoy Street (Othello Avenue to Ronson Road) Underground Utility District and related costs.

(Serra Mesa Community Area. District-5.)

CITY MANAGER SUPPORTING INFORMATION: As part of the City's

Utility Undergrounding Program, existing pole-mounted street lights must be replaced with new street lights when the overhead utilities are removed. Since the City now owns all street lights, it is necessary for the City to pay this cost. SDG&E has estimated the cost of purchasing and installing this street light to be \$5,314, if installed by their contractor. The City has the option of purchasing and installing this street light through a City contract. The City's cost estimate for this project is \$5,900, which is more than SDG&E's cost estimate. Aud. Cert. 8900095.

FILE LOCATION: STRT K-152

COUNCIL ACTION: (Tape location: A278-296.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-124: (R-89-233) ADOPTED AS RESOLUTION R-271747

Authorizing the expenditure of an amount not to exceed \$2,057 from Federal Revenue Sharing Funds, CIP-37-028, Annual Allocation, Undergrounding of City Utilities, for the purpose of providing funds for the purchase and installation of one new street light to replace an existing pole-mounted street light in the Mission Gorge Road (Deerfield Street to Father Junipero Serra Trail) Underground Utility District and related costs. (Navajo Community Area. District-7.)

CITY MANAGER SUPPORTING INFORMATION: As part of the City's Utility Undergrounding Program, existing pole-mounted street lights must be replaced with new street lights when the overhead utilities are removed. Since the City now owns all street lights, it is necessary for the City to pay this cost. SDG&E has estimated the cost of purchasing and installing this street light to be \$2,057, if installed by their undergrounding contractor. The City has the option of purchasing and installing this street light through a City contract. The City cost estimate for this project is \$3,000, which is more than SDG&E's cost estimate.

Aud. Cert. 8900096.

FILE LOCATION: STRT K-156

COUNCIL ACTION: (Tape location: A278-296.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea,

McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-125:

Two actions relative to the vacation of an excess portion of Broadway west of 31st Street:
(Greater Golden Hill Community Area. District-4.)

Subitem-A: (R-89-227) ADOPTED AS RESOLUTION R-271748

Vacating the excess portion of Broadway west of 31st Street, under the procedure for the summary vacation of streets where for a period of five consecutive years the street to be vacated has been impassable for vehicular travel and during such period no public money has been expended for maintenance; reserving and excepting from the foregoing vacation the right, easement and privilege of placing, constructing, repairing, replacing, maintaining, using and operating water facilities of any kind or nature; declaring that upon acquisition of an encroachment permit from the City Engineer, pursuant to the Municipal Code of the City, the owners of the underlying fee may utilize the above-described parcel of land for structures, the planting or growing of trees, or the installation of privately owned pipelines; declaring that the water easement reserved herein is in, under, over, upon, along and across a portion of Broadway as vacated; declaring that this resolution shall not become effective unless and until the approval and recordation of a consolidation parcel map to include Lots 43-48, Block 94, Map-547, the vacated portion of Broadway per Council Resolution No. R-222716, and the portion of Broadway vacated; in the event that the required parcel map is not recorded within two years after adoption of this resolution, this resolution shall become void and be of no further force or effect; directing the City Engineer to advise the City Clerk of the approval of the aforementioned consolidation parcel map.

Subitem-B: (R-89-228) ADOPTED AS RESOLUTION R-271749

Certifying that the information contained in Environmental Impact Report EIR-85-0826, in connection with Villa Broadway (Hillside Review Permit, Land Development Permit, and Encroachment Permit), has been completed in compliance with the California Environmental Quality Act of 1970, as amended, and State guidelines, and has been reviewed and considered by the Council.

CITY MANAGER SUPPORTING INFORMATION: The applicant has requested the subject vacation in order to consolidate the triangular-shaped area-of-vacation with his adjacent properties for a proposed 54-unit Condominium Development. The City has a fee interest to the vacation area. Therefore, a land sale is required, which is also a companion item. In addition, a Parcel Map is required to consolidate the area-of-vacation with the adjacent properties. The area-of-vacation and adjacent properties are located in the Greater Golden Hill Community and in an R-600 Zone. A portion of the applicant's property is also in a Hillside Review Overlay Zone. The area-of-vacation is approximately 2500 square feet and is to be combined with the adjacent properties to create a 0.74-acre site which will support a total of 54 units as provided under the existing zone. Without the vacation, only 50 units would be allowable under the R-600 Zone. The Planning Commission recommended approval of the proposed vacation by a 5-0 vote on March 1, 1984. Furthermore, an application for a Hillside Review Permit (HRP-85-0826) covering the development site has been processed and was approved by the Planning Commission on October 1, 1987. The subject vacation is unimproved right-of-way that contains a water main for which an easement is to be reserved. A previous street vacation in 1979 eliminated the northerly half of Broadway adjacent to the applicant's property. The remaining portion of Broadway provides access only to the applicant's property and is precluded from future development due to the existing cut bank and canyon immediately to the east. Staff review has indicated that the right-of-way proposed for vacation is no longer needed for present or prospective public use and may be summarily vacated conditioned upon the recordation of a Consolidation Parcel Map covering the affected areas and consummation of the related land sale.

Fowler/Casey/FB

NOTE: See Item 126 on today's docket for a companion item.

FILE LOCATION: STRT J-2691, DEED F-4580 DEED FY89-1

COUNCIL ACTION: (Tape location: A278-296.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-126:

Two actions relative to the exclusive sale of City-owned land - Portion of Block 95, Morse's Subdivision:
(Golden Hill Community Area. District-4.)

Subitem-A: (R-89-37) ADOPTED AS RESOLUTION R-271750

Authorizing the sale by negotiation of a portion of Block 95, Morse's Subdivision for the sum of \$35,000 to Barry C. Collins; authorizing the execution of a grant deed, granting to Barry C. Collins said property; determining that no broker's commission shall be paid by the City on said negotiated sale.

Subitem-B: (R-89-38) ADOPTED AS RESOLUTION R-271751

Certifying that the information in Environmental Impact Report EIR-85-0826 has been reviewed and considered by the Council.

CITY MANAGER SUPPORTING INFORMATION: On June 27, 1988, the City Manager was authorized to enter into an exclusive sale with the adjacent owner, Barry C. Collins, for the sale of City-owned property located at Broadway and 31st Street. The City-owned parcel would be incorporated into Mr. Collins' adjacent condominium development. Mr. Collins has an approved Hillside Review Permit to develop 54 units. A condition of the Permit requires purchase of the City-owned property in order to obtain the allowed density, as well as access. The 2,526-square-foot parcel is zoned R-600, is triangular in shape, steeply sloping and has no improvements. The parcel is valued at \$35,000 by City staff. A condition of the sale will be the reservation of a 20-foot water easement. The sale is also conditioned on the filing of a consolidation parcel map and street vacation plat.

NOTE: See Item 125 on today's docket for a companion item.

FILE LOCATION: SUBITEM A&B: DEED F-4581 DEED FY89-1

COUNCIL ACTION: (Tape location: A378-B282.)

MOTION BY McCOLL TO ADOPT THE ITEM, SELLING AT FAIR MARKET VALUE AS RECOMMENDED BY STAFF. Second by Wolfsheimer. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-127: (R-89-250 Rev. 1) ADOPTED AS RESOLUTION R-271752

Authorizing the execution of a deed conveying to the County of San Diego an easement for overhead electric facilities and appurtenances affecting a portion of City-owned Tract T of Rancho El Cajon, servicing the Sycamore Canyon Landfill; authorizing the City Manager to execute a Real Property Contract with the County of San Diego, in connection with the above easement.

CITY MANAGER SUPPORTING INFORMATION: The County is in need of two small areas of City-owned property to anchor a realigned pole and wire easement located on adjacent privately owned property. All service equipment is for the exclusive use of the fee booth for the Sycamore Canyon County-owned landfill. The value of the easement is nominal because it follows a traveled roadway and crosses an existing SDG&E gas transmission easement.

The County will pay the City \$500 for the easement.

FILE LOCATION: DEED F-4582 DEED FY89-1, CONT FY89-1

COUNCIL ACTION: (Tape location: A278-296.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-128: (R-89-232) ADOPTED AS RESOLUTION R-271753

Authorizing the City Manager to set aside a twenty-foot-wide easement through City-owned open space at the westerly edge of Lot 4, Eastgate Technology Park and easterly of the east line of Lot 4, Campus Point, for Pump Station 64 Force Main II.

(University City Community Area. District-1.)

CITY MANAGER SUPPORTING INFORMATION: Pump Station 64 became the focus of problems which could only be solved with complete overhaul and placement of larger, more powerful pumps. These new pumps require more velocity than the then existing force main, therefore, a second, parallel force main was needed and has been installed under emergency conditions. The total installation was needed to lift a building hook-up moratorium placed on most of North County. With the new main in place, setting aside an easement will insure public notice of its location.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A278-296.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-129: (R-89-348) CONTINUED TO OCTOBER 3, 1988

Authorizing the Mayor and the City Clerk to execute an easement deed, granting to the State of California Department of Transportation (CalTrans) an easement for

drainage purposes affecting City-owned portion of Pueblo Lot 1246, Marian Bear Memorial Park; authorizing the Mayor and the City Clerk to execute a Right-of-Way Contract with the State of California Department of Transportation (CalTrans) in connection with the above described drainage easement.

(Clairemont Mesa Community Area. District-6.)

CITY MANAGER SUPPORTING INFORMATION: The 1.62-acre property which this easement encumbers was originally acquired from CalTrans in 1974 at a cost of \$502 to be used for a bicycle trail. The easement area is 15' x 75' (1,125 sq. ft.) and adjacent to the freeway right-of-way. It is located on the east edge of Marian Bear Memorial Park. The location is within a natural surface water drainage course at the base of a hill and adjacent to a freeway fence. Recent excavation work on the slope of the hill has removed a strip of the natural vegetation and rain water is being channelized and localized at the foot of the slope (the easement area) in greater amounts than anticipated by the original drainage structure design. The then existing drainage structure, a small, concrete-lined channel, had failed and erosion on both sides of the fence was taking place (City land and freeway right-of-way). By means of a Right of Entry Permit, dated December 10, 1987, CalTrans obtained permission to enter the property and effect the installation of an improved drainage facility which will correct the problem. The requested drainage easement will ensure that CalTrans will legally be able to maintain this facility. Since this will relieve the City of a difficult maintenance responsibility, and since such an easement is permitted by Section 2 of the Marian Bear Park Dedication Ordinance O-16793 of January 12, 1987, the Park and Recreation Department has no objection to the granting of a drainage easement. A \$500 value was determined by CalTrans with City staff review and concurrence.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: B293-298.)

MOTION BY HENDERSON TO REFER THE MATTER TO THE MARIAN BEAR PARK COMMITTEE FOR REVIEW AND RECOMMENDATION AND RETURN TO COUNCIL IN

FOUR WEEKS. Second by Roberts. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

* ITEM-130:

Two actions relative to the Central Elementary School
Acquisition:
(Mid-City Community Area. District-3.)

Subitem-A: (R-89-305) ADOPTED AS RESOLUTION R-271754

Approving the acceptance by the City Manager of a grant deed of Felix Villegas and Julia Villegas, granting to the City Lot 27, Block 15 of Subdivision of Lots 20 to 50 inclusive, in Block "N" of Teralta, Map-1000.

Subitem-B: (R-89-306) ADOPTED AS RESOLUTION R-271755

Authorizing the City Auditor and Comptroller to transfer the sum of \$32,000 from CY 1988 CDBG Fund 18524, Department 5663, Organization 6303, CIP-29-566.0, Mid-City Park Site - Acquisition, to CIP-29-633.0, Central Elementary School - Acquisition; authorizing the expenditure of an amount not to exceed \$112,000 from Fund 18521/18524, CIP-29-633.0, Central Elementary School - Acquisition, for the acquisition of that real property adjacent to the Central Elementary School Project and related costs.

CITY MANAGER SUPPORTING INFORMATION: The authorization of \$112,000 in funds will allow for the opportunity acquisition of an additional property adjoining the existing Central Elementary School Project (CIP-29-633.0) approved previously by City Council Resolution R-269052, adopted August 10, 1987. The acquisition, consisting of a single-family dwelling on a 3,500-square-foot lot, will permit the ultimate closing of Polk Avenue between Central Avenue and 41st Street. The north/south alley between Central Avenue and 41st Street, which currently divides the project, can then be redirected eastward along the north edge of the project to tie into 41st Street. The objective of the overall project is to create a site on which to relocate portable classrooms that presently occupy a portion of the existing school playground. The City then proposes to formalize an agreement with the School District to use the playground for park purposes when school is not in session.
Aud. Cert. 8900159.

FILE LOCATION: SUBITEMS A&B: DEED F-4584 DEED FY89-1

COUNCIL ACTION: (Tape location: A278-296.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-131: (R-89-362) ADOPTED AS RESOLUTION R-271756

Approving the acceptance by the City Manager of that deed of Willow Creek Plaza Associates Limited Partnership, conveying to the City water and sewer easements in Parcel 1 of Parcel Map PM-14908; authorizing the execution of a quitclaim deed, quitclaiming to Willow Creek Plaza Associates Limited Partnership, all the City's right, title and interest in water and sewer easements in Parcel 1 of Parcel Map PM-14908.

(Scripps Miramar Ranch Community Area. District-5.)

FILE LOCATION: DEED F-4585 DEED FY89-1

COUNCIL ACTION: (Tape location: A278-296.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-132: (R-89-365) ADOPTED AS RESOLUTION R-271757

Approving the acceptance by the City Manager of that deed of University Square, LTD., conveying to the City a sewer easement in Parcel 2 of Parcel Map PM-7031; authorizing the execution of a quitclaim deed, quitclaiming to University Square, LTD., all the City's right, title and interest in a sewer easement in Parcel 2 of Parcel Map PM-7031.

(Mid-City Community Area. District-3.)

FILE LOCATION: DEED F-4586 DEED FY89-1

COUNCIL ACTION: (Tape location: A278-296.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-133: (R-89-280) ADOPTED AS RESOLUTION R-271758

Accepting the sum of \$38,262 from Carmel Mountain Ranch, pursuant to an agreement, for the purpose of furnishings for the Carmel Mountain Ranch Fire Station, Fire Station No. 42, and expressing, on behalf of all San Diegans, gratitude for this act of civic generosity; authorizing the expenditure of an amount not to exceed \$38,262 from Fund No. 30244 for the purpose of providing funds for the furnishings to the Carmel Mountain Ranch Fire Station, Fire Station No. 42; authorizing the City Auditor and

Comptroller, upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves.

(Carmel Mountain Ranch/Sabre Springs Community Area.

District-1.)

CITY MANAGER SUPPORTING INFORMATION: Fire Station 42 was constructed by the developer, Carmel Mountain Ranch. Per the development agreement between the City of San Diego and Carmel Mountain Ranch, the developer would provide the funds for the procurement of furnishings for the station. This action will accept the \$38,262, already received from the developer, and begin the purchasing of furnishings for Fire Station 42.

Aud. Cert. 8900115.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A278-296.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-134: (R-89-279) ADOPTED AS RESOLUTION R-271759

Accepting the sum of \$8,000 from Carmel Mountain Ranch, pursuant to an agreement, for the purpose of maintaining the wood siding for Fire Station No. 42, and expressing, on behalf of all San Diegans, gratitude for this act of civic generosity; authorizing the City Auditor and Comptroller to establish special Trust Fund No. 67021 which will earn its own interest; authorizing the expenditure of amounts not to exceed \$8,000, plus accumulated interest from Fund No. 67021, solely and exclusively for the purpose of providing funds for maintaining the wood siding, as may be required, for Fire Station No. 42; authorizing the City Auditor and Comptroller, upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves.

(Carmel Mountain Ranch/Sabre Springs Community Area.

District-1.)

CITY MANAGER SUPPORTING INFORMATION: The Carmel Mountain Ranch Community Facilities Financing Plan adopted by the City Council (Resolution No. RR-263212) required the developer to construct a fire station (Station No. 42) which would be dedicated to the City upon completion. Included in the agreement were plans to use painted hardwood siding on the outside of the station. The City approved the use of the siding

material provided the developer provided funds to the City for maintenance of the siding for 20 years. The City and the developer agreed that the \$8,000 was sufficient to pay for the maintenance of the siding for 20 years. This resolution would accept the \$8,000 already received from the developer, authorize the establishment of a special fund for this purpose and authorize expenditures from this fund.

Aud. Cert. 8900139.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A278-296.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-135: (R-89-451) ADOPTED AS RESOLUTION R-271760

Recognizing the accomplishments of Rear Admiral Benjamin T. Hacker and commending him for his important contributions to our nation; designating Friday, August 26, 1988 as "Rear Admiral Benjamin T. Hacker Appreciation Day" in San Diego.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A278-296.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-136: (R-89-450) ADOPTED AS RESOLUTION R-271761

Recognizing Bill Dotson's accomplishments and commending him for his important contributions to our community; designating Saturday, August 27, 1988 as "Bill Dotson Appreciation Day".

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A278-296.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-137: (R-89-318) ADOPTED AS RESOLUTION R-271762

Excusing Council Member Judy McCarty from attending the Public Services and Safety Committee and Rules Committee

meetings of August 3, 1988, for the purpose of conducting official City business in Sacramento, California.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A278-296.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-138: (R-89-268) ADOPTED AS RESOLUTION R-271763

Authorizing the City Auditor to transfer the sum of \$120,000 from Mid-City Park Development Fund 39094 to CIP-29-566; approving the expenditure of an amount not to exceed \$120,000 from CIP-29-566, Mid-City/Park - Acquisition, to cover the cost of acquisition of real property and related costs for the North Mountain View Drive Park - Acquisition.

(Mid-City Community Area. District-3.)

CITY MANAGER SUPPORTING INFORMATION: The authorizing of funds for CIP-29-566, North Mountain View Park - Acquisition, will provide for the acquisition of one unimproved property located in the 3300 block of North Mountain View Drive. This project will provide an open space neighborhood park of approximately 18,208 square feet or 0.42 acre in size for the area which is park deficient by community and general plan standards. Aud. Cert. 8900140.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A278-296.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-139:

Two actions relative to City Heights Park - Mid-City - Acquisition:
(Mid-City Community Area. District-3.)

Subitem-A: (R-89-323) ADOPTED AS RESOLUTION R-271764

Authorizing the addition of CIP-29-668, City Heights Community Park Acquisition, to the 1989 Capital Improvements Program; authorizing the transfer of an amount not to exceed \$1,228,828 from Mid-City Park Development

Fund 39094 to CIP-29-668, City Heights Community Park; authorizing the expenditure of an amount not to exceed \$2.75 million (consisting of \$1 million from CDBG Fund 18522, Dept. 5863, Org. 6301; \$521,172.78 from CDBG Fund 18523, Dept. 5633, Org. 3308; and \$1,221,397 from CIP-29-668) to cover the acquisition of real property and related costs for the City Heights Community Park - Acquisition.

Subitem-B: (R-89-324) ADOPTED AS RESOLUTION R-271765

Certifying that the information contained in Environmental Negative Declaration END-87-0013 BG, in connection with the City Heights Park acquisition, has been completed in compliance with the California Environmental Quality Act of 1970, as amended, and State guidelines, and the National Environmental Policy Act (NEPA), and that said Declaration has been reviewed and considered by the Council.

CITY MANAGER SUPPORTING INFORMATION: The authorization of funds for CIP-29-668, City Heights Park - Acquisition, will provide for the acquisition of 14 improved properties located in the 3700 block of Highland Avenue, between Landers and Wightman Streets, adjacent to and east of the existing City Heights Park site. This project will add approximately 87,500 square feet or 2.01 acres for the expansion of the City Heights Park site which is deficient by community and General Plan standards. This phase of the project will complete the public acquisition of the half-block lying east of the existing City Heights Park.

Aud. Cert. 8900151.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A278-296.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-140: (R-89-370) ADOPTED AS RESOLUTION R-271766

Authorizing the Auditor and Comptroller to transfer the sum of \$835,500 from Green Valley Pipeline, North City West FBA Project No. 21-8 Fund 79002 to CIP-52-009.4, Improvement of Sorrento Valley Road from Sorrento Valley Boulevard to 3,300' Northerly; authorizing the expenditure of \$835,500 from CIP-52-009.4, Sorrento Valley Road from Sorrento Valley Boulevard to 3,300' Northerly Fund 79002, for providing funds for said project and related costs, which

will supplement the \$1,866,300 previously authorized by the City Council for the execution of this contract; authorizing the City Auditor and Comptroller, upon advice from the administering department to transfer excess budgeted funds, if any, to the appropriate reserves.
(BID-0035/89)

(Torrey Pines Community Area. District-1.)

CITY MANAGER SUPPORTING INFORMATION: On August 8, 1988 the City Council, by Resolution R-271593, approved the plans and specifications and authorized the Purchasing Agent to advertise the subject project for bids. Wilson Engineering, employed by Baldwin Company, has requested Water Utilities' approval to reroute the Green Valley Pipeline North City West FBA Project No. 21-8 through the Sorrento Valley Road project. This alternate alignment would avoid crossing the environmentally sensitive Penasquitos Park area. The new alignment would be routed around the park by going west on the proposed Calle Cristobal and Sorrento Valley Boulevard, then north on Sorrento Valley Road to Carmel Mountain Road thence northeasterly to the original alignment. Water Utilities has reviewed the proposal and has no objection to rerouting the pipeline to the proposed alignment. Wilson Engineering, with Water Utilities concurrence, has requested that construction of approximately 2,780 feet of the pipeline be added to the Sorrento Valley Road project. The pipeline, when completed, will convey water to North City West and adjacent areas.

Aud. Cert. 8900210.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A278-296.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-141: (R-89-292) ADOPTED AS RESOLUTION R-271767

Authorizing the expenditure of an amount not to exceed \$100,000 from CIP-39500.2 and CDBG Fund 18521, Dept. 5833, Org. 3305 for the purpose of implementing the Project First Class Community Landscape Enhancement Program and related costs.

(Southeast San Diego Community Area. District-4.)

PLANNING DIRECTOR SUPPORTING INFORMATION: In 1984, 1985 and 1986, Community Development Block Grant and Revenue Sharing funds were allocated for the purpose of implementing the

landscape component of the Project First Class Urban Design Program. This Community Landscape Enhancement Program is a grant and cost-sharing program for neighborhood groups where formation of a landscape assessment district is not feasible. Groups may request street trees and other landscape enhancements (gardens, plazas, public arts, etc.) in public areas. Site development can include tree, shrub, groundcover and turf plantings, earthworks, irrigation, hardscape, document preparation, and final construction. This program will provide Project First Class funding for conceptual design and implementation plans; plants and materials; maintenance instruction and evaluation assistance. The first Community Landscape Enhancement project to be funded from this program would be the Neighborhood House Senior Center street yard enhancement. Eligibility for projects will be based on the following criteria:

1. The project must be located in the public right-of-way or on City owned land.
2. The project is sponsored by a non-profit community based group.
3. There is a demonstrated need for landscape enhancements.
4. The project is consistent with the goals and objectives of the Project First Class Urban Design Program.
5. There is a demonstrated ability to provide permanent, ongoing maintenance.

Aud. Cert. 8900135.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A278-296.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-142: (R-89-368) ADOPTED AS RESOLUTION R-271768

Approving the assurances and certifications under the Community Parklands Act of 1986 for the following projects: Rehabilitation of the Balboa Park Club, Rehabilitation of the Federal Building, and Rehabilitation of the Municipal Gymnasium.

(Balboa Park Community Area. District-8.)

CITY MANAGER SUPPORTING INFORMATION: California voters approved Proposition 43, the Community Parklands Act of 1986, on June 3, 1986. Proposition 43 authorized distribution of \$100 million in grant funds on a per capita basis to cities, counties

and park and recreation districts within California. On January 19, 1988, the City Council authorized the City Manager to apply for Proposition 43 grant money to be used for rehabilitation of the Balboa Park Club and for other smaller projects within Balboa Park. As a subsequent component of that application process, Council must approve the assurances and certifications required for participation in the grant program.

Conrad/Loveland/MB

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A278-296.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-143: (R-89-320) ADOPTED AS RESOLUTION R-271769

Authorizing the City Manager to accept and execute, for and on behalf of the City, the Grant Award from the Bureau of Justice Assistance, including any extensions or amendments thereof, and to accept Grant funds in the amount of

\$175,000 for the "Grant/Focused Substance Abuse Program".

CITY MANAGER SUPPORTING INFORMATION: In April, 1987, the Police Department submitted a grant proposal under the Crack/Focused Substance Enforcement Program of Bureau of Justice Assistance in the amount of \$300,000 to implement a task force aimed at crack cocaine dealers. In July, 1987, the Department was informed that we were not accepted for grant program funding.

Then in March, 1988, we were informed that new grant funds had become available through BJA, and our grant proposal of April, 1987, had been re-reviewed and selected for funding in the amount of \$175,000, for a six-month period, with the possibility of further funding at the end of that time. These funds will be used to strengthen the OCJP-funded Crack Abatement Team through the addition of various safety, communications, surveillance, and photography equipment, to fund a Police Investigative Aide II to provide statistical recording and staff support, and to provide overtime funds for narcotics officers.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A278-296.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-144: (R-89-338) ADOPTED AS RESOLUTION R-271770

Endorsing the City of Poway's proposal to complete a feasibility study for construction of a reclamation facility and implementation of a live stream project, as set forth in City Manager Report CMR-88-384, dated July 29, 1988.

(See City Manager Report CMR-88-384. Districts-1 and 5.)

COMMITTEE ACTION: Reviewed by PSS on 8/3/88. Recommendation to approve the City Manager's recommendation. Districts 2, 3, 4 and 6 voted yea. District 7 not present.

WU-SP-89-008.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A278-296.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-145: (R-89-337) ADOPTED AS RESOLUTION R-271771

Approving City Manager Report CMR-88-383, dated July 29, 1988 entitled, "Conceptual Approval of City Participation in the San Diego River Basin Water Reuse Feasibility Study," to participate jointly with the County Water Authority (CWA), Padre Dam Municipal Water District (Padre Dam) and the County of San Diego.

(See City Manager Report CMR-88-383. Districts-2, 3, 5, 6 and 7.)

COMMITTEE ACTION: Reviewed by PSS on 8/3/88. Recommendation to approve the City Manager's recommendation. Districts 2, 3, 4 and 6 voted yea. District 7 not present.

WU-SP-89-007.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A278-296.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-146: (R-89-288) ADOPTED AS RESOLUTION R-271772

Approving the Conflict of Interest Code of the San Diego Data Processing Corporation (SDDPC) of the City of San Diego, submitted pursuant to the Political Reform Act of

1974, as amended.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A278-296.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-147: (R-89-266) ADOPTED AS RESOLUTION R-271773

Authorizing the execution of a third amendment to Contract 82-057 (City Clerk Document No. RR-257933) with the California State Coastal Conservancy, which amendment extends the contract term by two years to allow the City to purchase additional parcels for the Tijuana River National Estuarine Reserve with funds previously allocated by the Conservancy.

(San Ysidro Community Area. District-8.)

CITY MANAGER SUPPORTING INFORMATION: The Tijuana River National Estuarine Reserve was established in 1982 and encompasses approximately 2,531 acres of tidally-flushed coastal wetlands extending immediately north of the U.S. - Mexico border. The Reserve was set aside for scientific research, education, limited agricultural use, and protection of natural resources and endangered species. The 2,531 acres include privately owned parcels as well as those owned by various public agencies. A major focus of the Reserve program is the public acquisition with Federal and State funds of key parcels of land still under private ownership. Lands purchased from private owners are vested with the City of San Diego because of special State funding conditions. City ownership also enables the City to implement and fulfill its Local Coastal Program for that area.

State Contract 82-057, approved by the City Council in 1983, made available \$1.03 million in State funds for land acquisitions by the City. Thus far, the City has purchased 317.43 acres for inclusion in the Reserve. Contract 82-057 originally was to expire in 1985. However, a balance of \$478,518 in unexpended funds still remains, even though the contract has been twice amended to extend the expiration date. Proposed for Council approval is the third amendment, which will extend the contract term until June 30, 1990. It is anticipated that the remaining acquisition funds will be exhausted by that date. The City acquires sites as directed by the Conservancy when owners voluntarily agree to sell.

FILE LOCATION: MEET CONT FY89-1

COUNCIL ACTION: (Tape location: A278-296.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-148: (R-89-237) ADOPTED AS RESOLUTION R-271774

Authorizing the execution of an agreement with Children's Hospital to provide on an as required basis forensic physical, sexual and psychosocial medical examinations of minor and developmentally delayed victims and witnesses of criminal acts; authorizing the expenditure of an amount not to exceed \$225,000 from Fund 100, Department 110, Organization 222, Account 4222, for the purpose of providing funds for the above purpose during Fiscal Year 1989.

CITY MANAGER SUPPORTING INFORMATION: Since 1979 the City of San Diego has contracted with Children's Hospital for the performance of evidentiary examinations. In 1986, the State of California amended the Penal Code to include sections establishing minimum standards for performance of evidentiary examinations. Authority was given to the Office of Criminal Justice Planning to establish definitive protocols for the performance of these examinations. In 1987, the protocols were finalized and hospitals were required to comply with protocols or refer victims to other trauma facilities. Hospitals were further required to notify law enforcement agencies and the District Attorney of their decision to refer to other facilities if they elected not to do examinations. Children's Hospital was the only city hospital that elected to perform examinations of children. (Letters of referral policy from other hospitals are on file in the District Attorney's Office.) The agreement before Council today is a five year agreement with Children's Hospital to provide for performance of evidentiary examinations. The agreement complies with Penal Code recommendations, defines approving authority for the Department, and provides for payment of this state mandated service.

Aud. Cert. 8900051.

FILE LOCATION: MEET CONT FY89-1

COUNCIL ACTION: (Tape location: A278-296.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea,

McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-149: (R-88-2661) ADOPTED AS RESOLUTION R-271775

Authorizing the execution of an agreement with Concurrent Computer Corporation for maintaining the City's Master Traffic Signal System Computer; authorizing the expenditure of an amount not to exceed \$16,008 from Fund No. 100, Dept. 535, Org. 231, for the purpose of providing funds for the execution of the above agreement; authorizing the City Auditor and Comptroller, upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves.

CITY MANAGER SUPPORTING INFORMATION: The City's Central Business District (CBD) Master Traffic Signal System controls 150 intersections in Centre City, 32 intersections in Pacific Beach and 14 intersections on Clairemont Mesa Boulevard using a Concurrent Computer Corporation computer. In addition, the El Cajon Boulevard/Washington Street Signal System (65 intersections), which is in the final design stage, will also use the CBD computer system. Concurrent Computer has been maintaining the CBD system since May 1984. Although there are other possible companies that could maintain the rather critical and complex system, it is recommended using Concurrent Computer (supplier of the computer) for the following reasons:

- 1) 100 percent spare components are available in the San Diego office.
- 2) Limited software support is available as a courtesy.
- 3) Complete backup support in Tustin, Ca. and the Concurrent Computer national tactical center in New Jersey via a non-cost remote diagnostic unit.
- 4) Equipment engineering changes are installed as they become available at no cost, whereas third party maintenance companies are not likely to make these changes.
- 5) Full staff of factory-trained software and hardware personnel.
- 6) Single contact point for service calls, thereby eliminating staff time trying to resolve the nature of problems (software or hardware).

Aud. Cert. 8900039.

FILE LOCATION: MEET CONT FY89-1

COUNCIL ACTION: (Tape location: A278-296.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea,

McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-150: (R-89-164) ADOPTED AS RESOLUTION R-271776

Authorizing the execution of an agreement with Dr. Michael Mantell, a psychologist, for continuation of the Police Department's Psychological Services Program from July 1, 1988 through June 30, 1989; authorizing the expenditure of an amount not to exceed \$225,992 from Fund 100, Department 110, Organization 320, Object Account 4151, Job Order 111215 for the purpose of providing funds for the above project.

CITY MANAGER SUPPORTING INFORMATION: Since 1980 the City has contracted with Dr. Michael R. Mantell, a psychologist, to provide psychological services for the Police Department. These services include officer and family counseling; preemployment psychological screening of Police Recruits, Reserve Officers and Community Service Officers; management consultation; and training. Experience has shown this psychological services program to be very effective. The constant support made available to officers and their families is invaluable.

Therefore, another twelve-month agreement with Dr. Mantell is recommended. The new agreement specifically calls for the following changes in salary and staffing: 1) Compensation for the psychologist is increased from \$74,000 to \$80,000 to maintain a salary level commensurate with the education and experience requirements of the position and with the psychologist's advisory role to the Police Department's Management Team. 2) Support expenses have increased from \$139,200 to \$145,992 to reflect the addition of a second Associate Psychologist to maintain service, the deletion of the paid Post Doctoral Intern Stipend, the deletion of education and training programs, and a reduction in travel and conventions while providing for inflationary increases in operating expenses. The contract calls for 1,850 hours per year each for the Psychologist, two Associate Psychologists and 1,200 hours each for three unpaid pre-doctorate interns.

Aud. Cert. 8900050.

FILE LOCATION: MEET CONT FY89-1

COUNCIL ACTION: (Tape location: A278-296.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-151: (R-89-282) ADOPTED AS RESOLUTION R-271777

Authorizing the execution of an agreement with the San Diego County Office of Education to produce 3/4-inch broadcast quality videotapes of Monday afternoon City Council meetings from the Council Chambers and to transmit the program via the County Office of Education's ITFS microwave transmission system to Southwestern and Cox cable systems which cablecast the programs to subscribers Monday evenings on their government access channels.

CITY MANAGER SUPPORTING INFORMATION: The proposed agreement between the City of San Diego and the San Diego County Office of Education is for the gavel-to-gavel videotaping and transmission of Monday afternoon City Council meetings for Fiscal Year 1989. This is the fourth year of an arrangement which began in February, 1985, whereby the County Office of Education produces the broadcast-quality videotapes and then transmits them via microwave to Southwestern and Cox cable systems. The programs are transmitted to cable subscribers at 7 p.m. Monday evenings on Southwestern and Cox government access channels (C-SPAN) at no cost to the City. Last year's audience survey showed that 18.2 percent of the 219,000 cable-subscribing households in the City had watched one or more cablecast meetings in the previous months. This agreement is for a twelve-month term beginning August 1, 1988 and ending July 31, 1989. The cost of services under this agreement is \$60,713 based on charges of \$963 for the first two hours of each meeting and \$6.29 per minute for subsequent time.

Aud. Cert. 8900154.

FILE LOCATION: MEET CONT FY89-1

COUNCIL ACTION: (Tape location: A278-296.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-152:

Two actions relative to the Use and Occupancy Permit - San Diego Gas and Electric Company - Portion Mount Woodson: (See City Manager Report CMR-88-416. Ramona Community Area.)

Subitem-A: (R-89-329) ADOPTED AS RESOLUTION R-271778

Authorizing the execution of a 10-year Use and Occupancy

Permit, with an option to extend for an additional 10 years, with San Diego Gas and Electric Company, for a communications facility on an approximately 0.48-acre site atop Mt. Woodson, at an initial annual rent of \$12,000.

Subitem-B: (R-89-330) ADOPTED AS RESOLUTION R-271779

Certifying that the information contained in County of San Diego Environmental Negative Declaration END-P87-031, in connection with San Diego Gas and Electric Company's communications facility atop Mt. Woodson, has been completed in compliance with the California Environmental Quality Act of 1970, as amended, and State guidelines, and that said Declaration has been reviewed and considered by the Council.

FILE LOCATION: LEAS - SAN DIEGO GAS AND ELECTRIC COMPANY -
PORTION MOUNT WOODSON LEAS FY89-1

COUNCIL ACTION: (Tape location: A278-296.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-153: (R-89-351) ADOPTED AS RESOLUTION R-271780

Authorizing the execution of an Approval of Exchange Agreement with the San Geronio Pass Water Agency and Metropolitan Water District of Southern California for the exchange of water between the two agencies.

CITY MANAGER SUPPORTING INFORMATION: In 1931, the City of San Diego entered into an agreement with six other agencies (1931 agreement) for the purpose of fixing respective priorities in Colorado river water available for use in California. These agencies are: The Metropolitan Water District of Southern California (Metropolitan); San Bernardino Valley Municipal Water District; Coachella Valley Water District (Coachella); Imperial Irrigation District (Imperial); Palo Verde Irrigation District (Palo Verde); and the County of San Bernardino, acting through County Service Area 70. As a signatory to this "seven party agreement", the City of San Diego must consent to any water exchange agreements. The agreement under consideration will allow Metropolitan to take the entitlement of the San Geronio Pass Water Agency from the East Branch Aqueduct of the State Water Project, and exchange it for Colorado River Water for use in the service area of San Geronio. No water agency sacrifices any water rights as a result of this agreement. We believe that

this agreement is in the best interests of the City of San Diego and the County Water Authority.
WU-U-89-005.

FILE LOCATION: MEET CONT FY89-1

COUNCIL ACTION: (Tape location: A278-296.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-154: (R-89-249) ADOPTED AS RESOLUTION R-271781

Authorizing the execution of a first amendment to the agreement with Tetra Tech, Inc., to provide professional services for the Underground Storage Tank Management Program; authorizing the expenditure of an amount not to exceed \$90,000 from Engineering and Development Department Operating Budget, Program Element 54021, Object Account 4222 for the purpose of providing funds for professional services and related project costs for the above project; authorizing the expenditure of an amount not to exceed \$690,000 from CIP-33-084.0, Underground Hazardous Materials Storage Tanks; \$500,000 from Federal Revenue Sharing Fund 18014; and \$190,000 from Capital Outlay Fund 302453 for providing funds for the above project.

CITY MANAGER SUPPORTING INFORMATION: Tetra Tech, Inc. was selected as the City's Underground Storage Tank Management Program consultant in accordance with Council Policy 300-7. Sixteen letters of interest were received on April 27, 1987. The request for proposals was sent to six firms. Replies were received on May 27, 1987. An Ad-Hoc Committee of Engineering Department personnel unanimously ranked Tetra Tech, Inc. No. 1. Pursuant to the original agreement (Document No. RR-269298), filed September 21, 1987, Tetra Tech, Inc. provided professional services to develop a tank management plan.

This proposed first amendment to agreement with Tetra Tech, Inc. will provide professional services to implement and coordinate recommended, and funded, work detailed in Consultant's "Interim Underground Storage Tank Management Plan", and Consultant's proposed FY 89 work plan, "Proposal for Contract Extension." Services shall include, but not be limited to, precision tank testing, interfacing with regulatory agencies, performing site investigations of unauthorized releases, soil and groundwater testing and analysis, and designing, and overseeing the operation of a contamination remediation system at Western

Division Police Station. Tetra Tech's in-depth knowledge and understanding of the City's situation allows them to be able to deal expediently and accurately with this work. Adopting this amendment to agreement will allow the City to meet all Regulatory and Statutory deadlines and requirements. This work is mandated by State and Federal law.

Aud. Cert. 8900153.

FILE LOCATION: MEET CCONT FY89-1

COUNCIL ACTION: (Tape location: A278-296.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-155: (R-89-343) ADOPTED AS RESOLUTION R-271782

Authorizing the execution of an agreement with Trabajadores de La Raza, Inc. to operate the Recreational Facility Program, a program designed to develop, implement and oversee recreational activities in the San Ysidro area; authorizing the City Auditor and Comptroller to transfer an amount not to exceed \$40,000 from Departmental Fund 058 to the Human Care Services Special Fund (19661); authorizing the expenditure of an amount not to exceed \$40,000 from Human Care Services Special Fund (19661), for the purpose of providing funds for the operation of the Recreational Facility Program in Fiscal Year 1989.

(San Ysidro Community Area. District-8.)

CITY MANAGER SUPPORTING INFORMATION: On June 14, 1988 the City Council directed the Manager to enter into negotiations with Casa Familiar (a program of Trabajadores de La Raza, Inc.), to operate a recreational program at the San Ysidro Recreation Center (formerly under the Park and Recreation Department's aegis). A total of \$40,000 in City funds were earmarked for the operation of this program. In addition to City monies, Casa Familiar has secured funding from United Way to augment the operational cost of the program. The proposed agreement calls for Casa Familiar to develop, implement, and oversee recreational activities on the City-owned site. Casa Familiar has secured a four-year lease (an annual City review of the program's effectiveness is a requisite of the lease) for the existing recreation building. It is the Manager's intent to enter into a multi-year agreement (to cover the same time period as the lease), the original funding level to be \$40,000, with subsequent funding levels (subject to funding availability) to

be approved by Council in the Community Services departmental budget. The agreement guarantees that all current users of the Recreation Center would continue to be able to use the facility in accordance with their existing schedules.

Aud. Cert. 8900128.

FILE LOCATION: MEET CONT FY89-1

COUNCIL ACTION: (Tape location: A278-296.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-156: (R-89-261) ADOPTED AS RESOLUTION R-271783

Authorizing the execution of an agreement with VTN Consultants, Inc. for professional services required for Sail Bay Development Phase III; authorizing the City Auditor and Comptroller to transfer an amount not to exceed \$46,390 from Mission Bay Revenue Fund No. 10504 to CIP-22-031.2, Sail Bay Development Phase III; authorizing the expenditure of an amount not to exceed \$66,050 (\$46,390 from CIP-22-031.2, Sail Bay Development Phase III and \$19,660 from CIP-29-615.0, Fanuel Street - Park and Staging Area), for the purpose of providing funds for the execution of the above agreement; authorizing the City Auditor and Comptroller, upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves.

(Mission Bay Community Area. District-6.)

CITY MANAGER SUPPORTING INFORMATION: The City Council authorized an agreement with VTN Consultants, Inc. for the professional services required for the Sail Bay Improvements project in January 1982. That agreement was amended in 1984 and again in February 1987 to meet the needs of the project as its scope and financing changed. The last amendment provided the services needed for improvements to Fanuel Street Park, which is a part of the Sail Bay Improvements project. Improvements to Fanuel Street Park will include a small parking lot, turf area, comfort station, walks and a sand play area with equipment on a City lot on the west side of the Sail Bay end of Fanuel Street. The Fanuel Street project is now in design. The City has also received a \$500,000 SAFCO Fund grant from the State to provide the walkway/bikeway improvements for Sail Bay and for the Fanuel Street Park improvements. The agreement will provide the professional services needed to design and construct the new

expanded project. This project now includes the planned concrete walkway from Verona Court on the west to West Briarfield Drive and from East Briarfield Drive to Moorland Drive on the east side of Sail Bay. This new agreement supersedes the second amendment to the agreement.

Aud. Cert. 8900150.

FILE LOCATION: MEET CCONT FY89-1

COUNCIL ACTION: (Tape location: A278-296.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-157: (R-89-267) ADOPTED AS RESOLUTION R-271784

Authorizing the execution of a month-to-month percentage lease with Billy R. and Bobby J. Jones, d.b.a. Flying "J" Aviation, for a fixed base operation on a portion of Brown Field Airport (Building 2005 and 2.6 acres of ramp), commencing on the first day of the month following execution of the lease by the City Manager, at a monthly minimum rent of \$1,030 (\$12,360 annually).

(Otay Mesa Community Area. District-8.)

CITY MANAGER SUPPORTING INFORMATION: Billy R. and Bobby J.

Jones, dba Flying "J" Aviation, has been a fixed base operator at Brown Field Airport for approximately 22 years. The Jones' leasehold is located in Phase I of the redevelopment area of Brown Field. The existing lease was placed on holdover on September 30, 1984 with the anticipation that redevelopment of the premises would occur within a short period of time, in compliance with the approved Brown Field Master Plan. It was our intent to solicit proposals (RFP's) to obtain a long-term development lease of the area.

However, this action was delayed until construction of the infrastructure improvements was nearing completion, and has recently again been temporarily postponed pending completion of the update of the Brown Field Master Plan (mid 1989). The update is expected to provide the City with valuable data for determining future needs of the Airport and the best use of the lease premises before going through the R.F.P. process. This month-to-month lease agreement will allow the lessee to continue operating on the premises on an interim basis. Percentage rent categories have been updated as well as the other terms and conditions of the lease. The lessee's minimum yearly rent has been increased from \$9,900 to \$12,360 or percentage rents,

whichever is greater, to reflect current market rent.

Stapleton/Spotts/DD

FILE LOCATION: LEAS - BILLY R. AND BOBBY J. JONES, d.b.a.

FLYING "J" AVIATION LEAS FY89-1

COUNCIL ACTION: (Tape location: A278-296.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-158: (R-89-236) ADOPTED AS RESOLUTION R-271785

Authorizing the execution of a third amendment to the lease agreement with Scotsman Mobile Lease Company providing for an extension of the lease of a modular office complex located at the Northeastern Temporary Police Station; authorizing the expenditure of an amount not to exceed \$27,160 from Police Decentralization Fund 10355, Object Account 4682, for the purpose of providing funds for the above project.

(Penasquitos East Community Area. District-1.)

CITY MANAGER SUPPORTING INFORMATION: The permanent Northeastern Area Station is scheduled to be completed prior to June 30, 1989. The temporary facility consists of three parts: (a) the modular office complex; (b) an additional 24' x 60' trailer; and (c) an additional 12' x 60' trailer. The office complex (a) has been leased since FY 1982 and this lease will expire on June 30, 1988. The two additional trailer leases, (b) and (c), were extended during the prior fiscal year to cover the period during which these trailers will be needed for office space by Northeastern personnel. This request will extend the lease on the modular office complex (a) to coincide with the lease extensions on trailers (b) and (c). The request to extend the lease, rather than bid it out, is made because it would be far less disruptive to normal administrative operations. There would also be additional costs in changing trailer companies, i.e. delivery and setup charges, as well as moving furniture and equipment from one complex to another.

Aud. Cert. 8900074.

FILE LOCATION: LEAS - SCOTSMAN MOBILE LEASE COMPANY

LEAS FY89-1

COUNCIL ACTION: (Tape location: A278-296.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea,

McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-159: (R-89-304) ADOPTED AS RESOLUTION R-271786

Approving Change Order No. 1, dated June 1, 1988, issued in connection with the contract with the Crest Construction Corporation for Fire Station No. 18 - Reconstruction, amounting to a net increase in the contract price of \$37,506; authorizing the City Auditor and Comptroller to transfer an amount not to exceed \$37,506 from CIP-90245.0, Capital Outlay Reserve Fund 302453 to CIP-33-056.1, Fire Station No. 18 - Reconstruction, for the purpose of funding this Change Order; authorizing the City Auditor and Comptroller to transfer an amount not to exceed \$38,000 from Federal Revenue Sharing Fund 18014, CIP-33-069, Fire Department Support Services Complex to CIP-33-056.1, Fire Station No. 18 - Reconstruction for the acquisition of furnishings; authorizing the expenditure of an amount not to exceed \$38,000 from CIP-33-056.1, Fire Station No. 18 - Reconstruction, for the purpose of providing funds for furnishings and related purposes.

(Mid-City Community Area. District-3.)

CITY MANAGER SUPPORTING INFORMATION: This contract is for demolition of the original Fire Station and adjacent residence and construction of a new station on the same site. Adjacent residential property was purchased to allow for construction of a larger facility. Construction started in March of 1988. When the contract was awarded, there were insufficient funds for purchase of new furnishings for the expanded station. This action will transfer \$38,000 from the Fire Department Support Services Complex, CIP-33-069, to purchase the necessary furnishings. The original contract required the contractor to remove and recompact the upper two feet of soil over the entire site to provide a uniform foundation for the new building. When demolition was completed it was discovered that the soil underneath the existing building had an extremely high moisture content making it impossible to obtain a satisfactory level of compaction. Restudy of the existing conditions by the Architect, Soils Engineer, and Structural Engineer resulted in their recommendation of removing the existing wet, highly expansive clay material to a depth of three feet in the area of the new building and replacing the clay with suitable structural fill. The City and the contractor were not able to agree on a mutually acceptable price for this work, so the contractor was directed to proceed on a time and materials basis in accordance

with contract provisions. The final price of \$37,506 includes reimbursement to the contractor for all eligible expenses.
Aud. Cert. 8900129.

FILE LOCATION: CONT - CREST CONSTRUCTION CORPORATION
CONT FY89-1

COUNCIL ACTION: (Tape location: A278-296.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-160: (R-89-344) ADOPTED AS RESOLUTION R-271787

Approving Change Order No. 2, dated June 13, 1988, issued in connection with the contract with ARB, Inc. for the Sewer Pump Station No. 64 Force Main Project, amounting to a net increase in the contract price of \$138,565.59.

(Torrey Pines Community Area. District-1.)

CITY MANAGER SUPPORTING INFORMATION: On July 24, 1987, the construction contract for the Sewer Pump Station No. 64 Force Main Project was awarded to ARB, Inc. in the amount of \$4,553,900. A previous Change Order was in the amount of \$193,561 (or 4.3 percent of the contract amount). Change Order No. 2 in the amount of \$138,565.59 (3.0 percent of the original contract) is for the additional work performed by the contractor at the City's request. This additional work was necessary to lower an 18-inch sewer main 2.5 feet to avoid an existing telephone duct. This duct was approximately 12 feet deeper than shown on the drawing provided by the Telephone Company. The cost for this portion of the Change Order is \$19,381.80. During excavation of the 18-inch sewer, it was discovered that the adjacent 24-inch force main from Pump Station 65 to Pump Station 64 was leaking and in need of replacement. The contractor was directed to replace 165 linear feet of the 24-inch force main and one manhole for the amount of \$119,183.79.

Aud. Cert. 8900168.

WU-U-89-002.

FILE LOCATION: CONT - ARB, INC. CONT FY89-1

COUNCIL ACTION: (Tape location: A278-296.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-200: (O-88-216-a) ADOPTED AS ORDINANCE O-17135 (New

Series)

(Continued from the meetings of July 5, 1988, Item 50, and August 1, 1988, Item 200; last continued at the City Attorney's request, for further discussion.)
Amending Chapter X, Article 1, Division 5, of the San Diego Municipal Code by amending Section 101.0510.C.4.j., relating to Application for a Conditional Use Permit for a Research, Development and Demonstration Project for Hazardous Waste Treatment in any Agricultural or Manufacturing Zone.
(Introduced on 6/22/88. Council voted 6-1. District 7 voted nay. Districts 2 and 3 not present.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: B299-518.)

MOTION BY WOLFSHEIMER TO DISPENSE WITH THE READING AND ADOPT.
Second by Roberts. Passed by the following vote:
Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea,
Struiksma-yea, Henderson-yea, McCarty-nay, Filner-yea, Mayor
O'Connor-not present.

ITEM-201: (O-89-12) INTRODUCED, TO BE ADOPTED ON SEPTEMBER 19,
1988

Introduction of an Ordinance amending Ordinance O-17098 (New Series), as amended, entitled "An Ordinance Establishing a Schedule of Compensation for Officers and Employees of the City of San Diego for the Fiscal Year 1988-89" to create the new position of Assistant Investment Officer; exempting the position from the Classified Service; amending Exhibit C to said Ordinance to include said position in Managerial Category "B"; and establishing a salary rate therefor.

CITY MANAGER SUPPORTING INFORMATION: This ordinance will exempt one Assistant Investment Officer position in the City Treasurer's Department from the Classified Service. The FY 1988-89 Budget, as approved, added one Assistant Investment Officer position to the City Treasurer's Department. On August 11, 1988, the Civil Service Commission unanimously approved the City Treasurer's request to exempt this position from the Classified Service.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: A278-296.)

MOTION BY HENDERSON TO INTRODUCE. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea,

Pratt-yea, Struiksmayea, Henderson-yea, McCarty-yea,
Filner-yea, Mayor O'Connor-yea.

ITEM-202: (R-89-458) ADOPTED AS RESOLUTION R-271788

Accepting the bi-monthly informational progress report from
the Metropolitan Sewer Task Force concerning issues
relating to wastewater treatment projects.
(See City Manager Report CMR-88-426.)
WU-U-89-017.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A162-250.)

BY COMMON CONSENT THE REPORT WAS ACCEPTED AND THE ITEM WAS
ADOPTED. Passed by the following vote: Wolfsheimer-yea,
Roberts-yea, McColl-yea, Pratt-yea, Struiksmayea,
Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-203: (R-89-225) ADOPTED AS RESOLUTION R-271789

Authorizing the closure of Ocean Boulevard to vehicular
traffic from Hornblend Street to Grand Avenue, pursuant to
the authority under California Vehicle Code Section 21101;
authorizing the installation of the necessary signs and
markings; declaring that the hereinabove imposed
regulations shall become effective upon the installation of
such signs.

(Pacific Beach Community Area. District-6.)

CITY MANAGER SUPPORTING INFORMATION: In October 1982, the
City Council approved the Ocean Boulevard Master Plan and
Environmental Impact Report. The plan provided for the
permanent closure of 4 1/2 blocks of Ocean Boulevard to
vehicular traffic and the installation of a
recreation-pedestrian mall and other park improvements from
Diamond Street to Thomas Avenue. Construction of the first
phase from Diamond Street to Garnet Avenue was completed in
1984. Construction of the second phase between Garnet Avenue
and Hornblend Street was completed in 1987. The proposed
resolution provides for the permanent closure to vehicular
traffic of one block of Ocean Boulevard from Hornblend Street to
Grand Avenue in order to proceed with third phase of Ocean
Boulevard Improvements. These improvements, similar to the
block that was just completed to the north, includes the
construction of a seawall, pedestrian mall with palm trees and
grassy turfed area, benches and bicycle racks. Closing this
block to vehicles will eliminate 21 parking spaces. These

spaces have been recaptured with the creation of angle parking on certain streets within the beach impact area where parallel parking previously existed. Access for fire and emergency vehicles will be available.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A278-296.)

MOTION BY HENDERSON TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-204: (R-89-199) ADOPTED AS RESOLUTION R-271790

Authorizing the execution of an agreement with Sharp Rees-Stealy Medical Group, Inc., to provide preemployment medical examinations and other medical services as may be required for Fiscal Year 1989, with the option to renew the agreement for Fiscal Years 1990, 1991 and 1992, predicated upon availability of appropriated funds for each year.
(See Report from the Personnel Director.)
Aud. Cert. 8900104.

FILE LOCATION: MEET CONT FY89-1

COUNCIL ACTION: (Tape location: A278-296.)

MOTION BY HENDERSON TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-205: (R-89-355 Rev. 1) ADOPTED AS RESOLUTION R-271791

Approving Change Order No. 6, dated August 16, 1988, issued in connection with the contract with Chilcote, Inc. for the construction of the First San Diego River Improvement Project (FSDRIP), amounting to a net increase in the contract price of \$994,600.80; authorizing the expenditure of an amount not to exceed \$994,600.80 from Fund 79364 for the purpose of funding this Change Order.
(Mission Valley Community Area. District-5.)

CITY MANAGER SUPPORTING INFORMATION: On June 23, 1987, the City Council awarded a construction contract for \$20,800,000 to Chilcote, Inc. for the construction of the First San Diego River Improvement Project (FSDRIP). This flood protection project will construct an earthen channel with landscaping from State Route 163 to Stadium Way. Funding for construction, design consultants, and consultant services during construction is from

an assessment district formed by the adjacent property owners. The owners selected Nasland Engineering as design consultant, who in turn employed Woodward-Clyde as a subconsultant to perform preliminary soils engineering during design and soils engineering services during construction in order to assure conformance to the design and to the contract specifications. Grading consists of the excavation of 1,400,000 cubic yards of material and construction of channel banks and island capable of withstanding a flood while supporting structures. The work is being performed in two phases, with Phase I completed last summer and Phase II underway now. During construction, a large quantity of river mud material was unexpectedly encountered which was determined by the consultant soils engineer to be unsuitable for use in channel construction. This material had not been discovered during preliminary soils engineering investigations. Change orders have been previously approved for export of this material and import of suitable material for Phase I of the project, and for additional earth work necessary to install the City sewer in Phase II. This change order will provide for additional excavation and import, as necessary, to complete the construction of Phase II such that grading for the entire FSDRIP project will be complete prior to the winter rainy season. Where bid items are not appropriate, the work is being paid for by negotiated prices.

Aud. Cert. 8900209.

FILE LOCATION: STRT D-2256 CONT FY89-1

COUNCIL ACTION: (Tape location: B519-C030.)

MOTION BY STRUIKSMA TO ADOPT. Second by McCOLL. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-not present.

ITEM-206: (R-89-459) ADOPTED AS RESOLUTION R-271797

Consenting to a joint public hearing on the proposed Fifth Amendment to the Redevelopment Plan for the Columbia Redevelopment Project; authorizing the establishment of a date, time and place therefor; authorizing publication and mailing of notice of such joint public hearing.

(See Memorandum from CCDC Acting Executive Vice President dated 8/22/88. Centre City Community Area. District-8.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: J310-340.)

MOTION BY HENDERSON TO ADOPT. Second by Pratt. Passed by the following vote: Wolfsheimer-not present, Roberts-yea,

McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea,
McCarty-yea, Filner-not present, Mayor O'Connor-yea.

ITEM-207: (O-89-20) HEARING HELD

An Ordinance amending Ordinance No. O-17122 (New Series), as amended, entitled "An Ordinance Adopting the Annual Budget for the Fiscal Year 1988-89 and Appropriating the Necessary Money to Operate the City of San Diego for Said Fiscal Year" by amending Document No. OO-17122-1, as amended and adopted therein, by amending the personnel authorization of the Planning Department 065, in General Fund 100, by exempting one City Architect position from the Classified Service, and establishing a salary rate therefor.

(See memorandum to the Civil Service Commission dated May 3, 1988.)

PLANNING DIRECTOR SUPPORTING INFORMATION: This ordinance will exempt the City Architect from the Classified Service. This action is necessary in order to implement the City Council actions of May 9, 1988 creating the new position of City Architect and of June 14, 1988 funding the position. This ordinance will exempt the City Architect position from the Classified Service, pursuant to City Charter Section 117, as a managerial employee having significant responsibilities for formulating or administering departmental policies and programs. The Civil Service Commission reviewed this request pursuant to Charter Section 117 on June 2, 1988 and commented favorably on the proposed exemption.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: A278-296.)

MOTION BY HENDERSON TO APPROVE THE HEARING. Second by McColl.
Passed by the following vote: Wolfsheimer-yea, Roberts-yea,
McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea,
McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-208:

Two actions relative to the Miramar Ranch North - Public
Facilities Financing Plan:
(Miramar Ranch North Community Area. District-5.)

Subitem-A: (R-89-369) ADOPTED AS RESOLUTION R-271792
Adoption of a Resolution approving the Miramar Ranch North
Public Facilities Financing Plan - July 28, 1988.

Subitem-B: (O-89-32) INTRODUCED, TO BE ADOPTED ON
SEPTEMBER 19, 1988

Introduction of an Ordinance amending Chapter X, Article 2,
Division 4, of the San Diego Municipal Code, by amending
Section 102.0406.06.9, relating to Park Fees in the Miramar
Ranch North Community.

FILE LOCATION: SUBITEM A: STRT FB-2, SUBITEM B:--

COUNCIL ACTION: (Tape location: C031-041.)

MOTION BY STRUIKSMA TO ADOPT SUBITEM-A AND INTRODUCE SUBITEM-B.

Second by Roberts. Passed by the following vote:

Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea,
Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor
O'Connor-not present.

ITEM-330:

(Continued from the meetings of May 17, 1988, Item 330, and
May 31, 1988, Item 200; last continued at Council Member
Wolfsheimer's request.)

Appeal of the Committee to Save the Bike Path, by Norma S.
Damashek, from the decision of the Planning Commission in
approving with modified conditions, Hillside

Review/Resource Protection Overlay Zone Permit

HRP/RPP-87-0698, proposing to construct a 3,200 square foot
single-family residence. The subject property is described
as a portion of Pueblo Lot 1258 of the Pueblo Lands of San
Diego, Miscellaneous Map-36 (approximately 0.63 acres), and
is located to the southwest of the Rosemont and Draper
Streets junction, to the west of Avenida Wilfredo, in Zone
R1-40000 (HR Overlay), in the La Jolla Community Plan area.
(Case-HRP/RPP-87-0698. District-1.)

Subitem-A: (R-89-) FILED AS A RESULT OF THE APPEAL
BEING DEEMED DENIED

Adoption of a Resolution certifying that the information
contained in Environmental Negative Declaration END-87-0698
has been completed in compliance with the California
Environmental Quality Act of 1970, and State guidelines,
and that said declaration has been reviewed and considered
by the Council.

Subitem-B: (R-89-) DEEMED DENIED, DUE TO LACK OF FIVE
AFFIRMATIVE VOTES IN SUPPORT OF
THE APPEAL

Adoption of a Resolution granting or denying the appeal and

granting or denying the permit, with appropriate findings to support Council action.

FILE LOCATION: PERM HRP RPD 87-0698

COUNCIL ACTION: (Tape location: C046-D200.)

Hearing began at 12:12 p.m. and halted at 1:05 p.m.

Council Members Roberts and Struiksma left at 12:15 p.m.

Council Member Filner left at 12:25 p.m.

Testimony in opposition by Norma Damasheck, Bud Murfey, and Marylouise Crowson.

Testimony in favor by Mr. Christensen and Mr. Beecham.

MOTION BY PRATT TO DENY THE APPEAL. Second by McCarty. Failed by the following vote: Wolfsheimer-nay, Roberts-not present, McColl-yea, Pratt-yea, Struiksma-not present, Henderson-yea, McCarty-yea, Filner-not present, Mayor O'Connor-not present.

ITEM-331: (R-89-40) ADOPTED AS RESOLUTION R-271798

Considering the protests and determining that is in the public interest to acquire 0.09 acres of Mission Valley Slopes for the San Diego Open Space Park Facilities District No. 1, under Resolution of Intention R-271485, adopted July 25, 1988; authorizing the City Manager to offer to purchase said property; authorizing the expenditure of not to exceed \$1,500 as payment for said property and related costs from the Open Space Park District Bond Fund 79103; authorizing the City Manager to accept the deed to said property without further Council action.

(Mid-City Community Area. District-3.)

CITY MANAGER REPORT: On November 21, 1983, the Council approved a revised open space retention list and gave direction on future open space appraisals for purposes of acquisition. Included in that direction was that \$5 million be allocated in each of Council Districts 3 and 4 to acquire open space and to "look to the Councilmember of the District" in identification of parcels to be acquired. City staff has since been working with District staff to meet the requirements of the Council directive. This parcel is available from CalTrans, who has declared it excess land, remaining from the I-8/I-15 interchange. Although this parcel is only approximately 25 feet wide, its acquisition will provide direct access from Camino del Rio South to other City owned open space on the slopes to the south. This request is for \$1,500 to purchase this parcel at fair market value plus funds to cover title, escrow and other miscellaneous costs.

Aud. Cert. 8801139.

FILE LOCATION: STRT OS-16

COUNCIL ACTION: (Tape location: E053-057.)

Hearing began 2:14 p.m. and halted 2:15 p.m.

MOTION BY McCOLL TO ADOPT THE RESOLUTION FOR ITEM-331 AND INTRODUCE THE ORDINANCE FOR ITEM-334. Second by Struiksma.

Passed by the following vote: Wolfsheimer-yea, Roberts-not present, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-not present, Mayor O'Connor-not present.

ITEM-332:

Rezoning an "L-shaped" area adjacent to Brooklyn Elementary School from Zone R-3000 to Zone R1-5000 to implement the land use designation of the adopted Golden Hill Community Plan.

The boundaries of the site are Beech Street mid-block and Ash Street, south to Brooklyn Elementary School and A Street, west to the alley between Dale and 30th Streets and east to the alley between Fern and Grove Streets. The subject property is further described as Lots 2, 4-10 and 17, Block 33 of Friedlander Resubdivision, Map-630; Lots 4-6, Block 22, Lots 4-9, Block 23 and Lots 8-10, Block 24 of South Park Addition, Map-623.

(Case-88-0496. District-8.)

Subitem-A: (R-89-281) ADOPTED AS RESOLUTION R-271799

Adoption of a Resolution certifying that the information contained in Environmental Negative Declaration END-86-0825 has been completed in compliance with the California Environmental Quality Act of 1970, and State guidelines, and that said declaration has been reviewed and considered by the Council.

Subitem-B: (O-89-2) INTRODUCED, TO BE ADOPTED SEPTEMBER 19, 1988

Introduction of an Ordinance for R1-5000 Zoning.

FILE LOCATION: ZONE ORD. NO.

COUNCIL ACTION: (Tape location: E115-185.)

Hearing began 2:22 p.m. and halted 2:25 p.m.

MOTION BY McCOLL TO ADOPT THE RESOLUTION FOR SUBITEM-A AND INTRODUCE THE ORDINANCE FOR SUBITEM-B. Second by Pratt. Passed

by the following vote: Wolfsheimer-yea, Roberts-not present, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-333: (R-89-754) ADOPTED AS RESOLUTION R-271800 GRANTING
VARIANCE

19880906

A variance request from the Interim Development Ordinance (IDO) for a 4-unit project (includes proposed units and any existing units to remain). The subject property is located at 3104 Dickens Street and is described as Assessors Parcel No. 531-306-07. The R-1000 zoned site is within the Peninsula Community Plan area.

(Case-88-4110 (Accelerated). District-2.)

Adoption of a Resolution granting or denying the variance request for Case-88-4110 with appropriate findings to support Council action.

FILE LOCATION: ZONE IDO Variance Case-88-4110

COUNCIL ACTION: (Tape location: E200-432.)

Hearing began 2:29 p.m. and 2:46 p.m.

Council Member Filner entered 2:30 p.m.

Testimony in favor by John Reiss.

Motion by Henderson to apply the Emergency Ordinance and direct the Community Planning Group to report back. No second.

Council Member Roberts entered 2:40 p.m.

MOTION BY ROBERTS TO GRANT THE VARIANCE REQUEST WITH THE DIRECTION THAT THE UNITS SHOULD COME FROM THE RESERVE. Second by Pratt. Passed by the following vote: Wolfsheimer-nay, Roberts-yea, McColl-yea, Pratt-yea, Struiksmay-yea, Henderson-nay, McCarty-nay, Filner-nay, Mayor O'Connor-yea.

ITEM-334: (O-89-29) INTRODUCED, TO BE ADOPTED SEPTEMBER 19,
1988

Introduction of an Ordinance amending Ordinance No. O-16068, which granted to Boulder Ridge Cable Television, Inc. (formerly Coastside Cable Television, Inc.) the non-exclusive right, privilege and franchise to lay and use lines, wires, coaxial cable and appurtenances for transmitting, distributing and supplying radio and cable television service within certain areas of San Diego, by amending Section 7(b) to change the commencement date to November 23, 1988 to provide for an additional 5-year period, extending through November 22, 1993 and approving the security agreement between Philadelphia National Bank and Boulder Ridge Cable Television. The franchise provides cable television services to Cabrillo Heights Naval

Housing.

(Linda Vista Community Area. District-5.)

CITY MANAGER SUPPORTING INFORMATION: In October, 1983, the City Council awarded a franchise to Boulder Ridge Cable TV (at that time called Coastside Cable TV) to provide cable television services to Cabrillo Heights Naval Housing. The term of the original franchise was to be concurrent with a franchise from the Navy for a period of five years commencing in March, 1982. In December, 1985 the Navy amended the term to run for a period of five years commencing November 23, 1983. This amendment was approved by the City Council in 1986.

The City has been notified that the Navy has amended their franchise with Boulder Ridge Cable TV to provide for an additional five-year franchise term extending through November 27, 1993. The amendment to the City's franchise will bring it into conformance with the Navy's franchise.

We have also been informed that Boulder Ridge Cable TV, which had a security agreement with the Bank of California collateralizing the property of the cable system, has now transferred that agreement to Philadelphia National Bank. This action has also been approved by the Navy.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: E053-067.)

Hearing began 2:14 p.m. and halted 2:15 p.m.

MOTION BY McCOLL TO ADOPT THE RESOLUTION FOR ITEM-331 AND INTRODUCE THE ORDINANCE FOR ITEM-334. Second by Struiksma.

Passed by the following vote: Wolfsheimer-yea, Roberts-not present, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-not present, Mayor O'Connor-not present.

ITEM-335: CONTINUED TO SEPTEMBER 12, 1988

Approval of the proposed Tierrasanta Norte Development Agreement between the City of San Diego and Tierrasanta Norte, a California partnership.

The proposed development agreement would apply to approximately 293 acres in the Tierrasanta community. The development agreement is being proposed to meet a condition placed on an approved tentative subdivision map for the property. The primary purpose of the development agreement is to provide for the funding of public facilities through the owner's participation in the community's public facilities financing plan. The owner would agree to pay its fair share of fees or contribute facilities in lieu of payment as required by the public facilities financing plan

for the community. The developer would also provide public improvements, facilities and services as required by the tentative subdivision map. The development agreement would assure the owner that the property could be developed in conformance with the Tierrasanta Community Plan, Tentative Subdivision Maps TM-87-0749 thru TM-84-0754 and TM-85-0272; Planned Residential Development Permits PRD-84-0749 thru PRD-84-0754, PRD-85-0272 and PRD-85-0796, Rezone Case-84-0754, and the Tierrasanta Public Facilities Financing Plan for the 15-year term of the agreement. Additional provisions are included in the draft development agreement.

The property subject to the proposed development agreement is located generally east of Santo Road and north of Clairemont Mesa Boulevard. A brief legal description is as follows: Parcels 2, 4, 5, 8, 9, 10, 12, 13 and 15, Parcel Map PM-14737, a portion of Parcels 2 and 3, Parcel Map PM-8547 and Final Map Nos. 10185, 10186 and 10187. The specific legal description is on file in the City Planning Department.
(Case-87-0976. District-7.)

Subitem-A: (R-89-434)

Adoption of a Resolution certifying that the information contained in Environmental Impact Reports EIR-84-0749 through EIR-84-0754, and EIR-85-0272, has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said reports have been reviewed and considered by the Council; and adopting appropriate findings of mitigation, feasibility or project alternatives and statement of overriding considerations pursuant to California Public Resources Code Section 21081.

Subitem-B: (R-89-435)

Adoption of a Resolution certifying that the information contained in Addendum 88-0132 to Environmental Impact Report EIR-84-0750, has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said addendum to report has been reviewed and considered by the Council; and adopting appropriate findings of mitigation, feasibility or project alternatives and statement of overriding considerations pursuant to California Public Resources Code Section 21081.

Subitem-C: (R-89-436)

Adoption of a Resolution certifying that the information contained in Environmental Negative Declaration END-88-0399, has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said declaration has been reviewed and considered by the Council.

Subitem-D: (O-89-35)

Introduction of an Ordinance adopting the development agreement.

FILE LOCATION: DEVL Tierrasanta Norte Development Agreement

COUNCIL ACTION: (Tape location: F159-J120; J400-430.)

Hearing began 3:08 p.m. and recessed 5:50 p.m.

Hearing resumed 6:10 p.m. and halted 6:16 p.m.

Testimony on continuance of ITEM-335 by Marv Stedman and Jim McDaffer.

MOTION BY STRUIKSMA TO CONTINUE ITEMS 335, 337, AND 338 TO SEPTEMBER 12, 1988, 2:00 P.M. AND ITEM-336 TO SEPTEMBER 13, 1988, 2:00 P.M. AT THE REQUEST OF THE PLANNING DEPARTMENT FOR PLANNING COMMISSION HEARING. Second by Henderson. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

BY COMMON CONSENT THE TIME OF THE MEETING WAS EXTENDED TO 6:30 P.M. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

Motion by Wolfsheimer to refer the proposed Penasquitos Development Agreement to the Planning Commission for review. Second by Struiksma. Motion trailed, to be considered following the Joint Council and Redevelopment Agency Meetings.

Motion by Struiksma to add to the motion by Wolfsheimer to refer the proposed Penasquitos Development Agreement to the Planning Commission for hearing on September 15, 1988, to add the following proposed Development Agreements: Sorrento Hills, Westview, Stonecrest, and Mercy Mira Mesa. It is understood that this referral by the Council does not constitute a commitment for approval. Second by Henderson. Passed by the following vote: Yeas-2,3,4,5,6,7,M. Nays-none. Not present-1,8.

ADDITIONAL BUSINESS: REFERRED TO PLANNING DEPARTMENT

During consideration of the above regular business item, the following direction was given.

Direct the Planning Department to place on the docket of September 12, 1988, the matter of consideration of amendments or modifications to Council Policy 600-37.

FILE LOCATION: DEVL Tierrasanta Norte Development Agreement

COUNCIL ACTION: (Tape location: H053-I500.)

MOTION BY STRUIKSMA TO DIRECT THE PLANNING DEPARTMENT TO PLACE ON THE DOCKET OF SEPTEMBER 12, 1988, THE MATTER OF CONSIDERATION OF AMENDMENTS OR MODIFICATIONS TO COUNCIL POLICY 600-37 - DEVELOPMENT AGREEMENTS TO BE HEARD PRIOR TO THE HEARINGS ON THE DEVELOPMENT AGREEMENTS SCHEDULED FOR THAT DATE. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-not present, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-not present, Mayor O'Connor-yea.

ITEM-336: CONTINUED TO SEPTEMBER 13, 1988, 2:00 P.M.

Approval of the proposed Miramar Ranch North Development Agreement between the City of San Diego and BCE Development, Inc.

The proposed development agreement would apply to approximately 1,200 acres in the Miramar Ranch North community. The development agreement is being proposed to meet a condition placed on an approved tentative subdivision map for the property. The primary purpose of the development agreement is to provide for the funding of public facilities through the owner's participation in the community's public facilities financing plan. The owner would agree to pay its fair share of fees or contribute facilities in lieu of payment as required by the public facilities financing plan for the community. The developer would also provide public improvements, facilities and services as required by the tentative subdivision map. The development agreement would assure the owner that the property could be developed in conformance with the Miramar Ranch North Community Plan, and the Miramar Ranch North Public Facilities Financing Plan for the 20-year term of the agreement. Additional provisions are included in the draft development agreement.

The property subject to the proposed development agreement is located generally east of I-15, southerly of Poway Road and north of Miramar Lake. A brief legal description is as follows: Portions of Sections 20, 21, 27, 28, 29, 32 and 33, Township 14 South, Range 2 West, S.B.B.M. The specific legal description is on file in the City Planning

Department.
(Case-87-0768. District-5.)

Subitem-A: (R-89-437)

Adoption of a Resolution certifying that the information contained in Environmental Impact Report EIR-85-0100 has been completed in compliance with the California Environmental Quality Act of 1970, and State guidelines, and that said report has been reviewed and considered by the Council and adopting appropriate findings of mitigation, feasibility or project alternatives and statement of overriding considerations pursuant to California Public Resources Code Section 21081.

Subitem-B: (O-89-36)

Introduction of an Ordinance approving the development agreement.

FILE LOCATION: DEVL Miramar Ranch North Development Agreement

COUNCIL ACTION: (Tape location: F159-J120.)

Hearing began 3:08 p.m. and halted 5:50 p.m.

Testimony on the continuance by James Milch.

MOTION BY STRUIKSMA TO CONTINUE ITEMS 335, 337, AND 338 TO SEPTEMBER 12, 1988, 2:00 P.M. AND ITEM-336 TO SEPTEMBER 13, 1988, 2:00 P.M. AT THE REQUEST OF THE PLANNING DEPARTMENT FOR PLANNING COMMISSION HEARING. Second by Henderson. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

BY COMMON CONSENT THE TIME OF THE MEETING WAS EXTENDED TO 6:30 P.M. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-337: CONTINUED TO SEPTEMBER 12, 1988, 2:00 P.M.

Approval of the proposed Scripps Sunburst Development Agreement between the City of San Diego and Sunburst Homes Company.

The proposed development agreement would apply to approximately 56.7 acres in the Scripps Miramar Ranch community. The development agreement is being proposed to meet a condition placed on an approved tentative subdivision map for the property. The primary purpose of the development agreement is to provide for the funding of

public facilities through the owner's participation in the community's public facilities financing plan. The owner would agree to pay its fair share of fees or contribute facilities in lieu of payment as required by the public facilities financing plan for the community. The developer would also provide public improvements, facilities and services as required by the tentative subdivision map. The development agreement would assure the owner that the property could be developed in conformance with the Scripps Miramar Ranch Community Plan, Vesting Tentative Map VTM-87-0883, Planned Residential Development Permit PRD-87-0883 and the R1-6000, R-3000, R-2500, CN and HRO zones for the 20-year term of the agreement. Additional provisions are included in the draft development agreement. The property subject to the proposed development agreement is located on the north side of Pomerado Road east of the existing terminus of Fronsall Court. A brief legal description is as follows: The southwest quarter of the southwest quarter of Section 26, Township 14 South, Range 2 West, S.B.B.M. and a portion of the northwest quarter of Section 35, Township 14 South, Range 2 West, S.B.B.M. The specific legal description is on file in the City Planning Department.
(Case-88-0424. District-5.)

Subitem-A: (R-89-430)

Adoption of a Resolution certifying that the information contained in Environmental Impact Report EIR-84-0744, has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said report has been reviewed and considered by the Council; and adopting appropriate findings of mitigation, feasibility or project alternatives and statement of overriding considerations pursuant to California Public Resources Code Section 21081.

Subitem-B: (R-89-431)

Adoption of a Resolution certifying that the information contained in Addendum 87-0883, an addendum to Environmental Impact Report EIR-84-0744, has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said addendum has been reviewed and considered by the Council; and adopting appropriate findings of mitigation, feasibility or project alternatives and statement of overriding considerations pursuant to

California Public Resources Code Section 21081.

Subitem-C: (O-89-33)

Introduction of an Ordinance approving the development agreement.

FILE LOCATION: DEVL Scripps Sunburst Development Agreement

COUNCIL ACTION: (Tape location: F159-J120.)

Hearing began 3:08 p.m. and halted 5:50 p.m.

Testimony on the continuance by Paul Peterson.

MOTION BY STRUIKSMA TO CONTINUE ITEMS 335, 337, AND 338 TO SEPTEMBER 12, 1988, 2:00 P.M. AND ITEM-336 TO SEPTEMBER 13, 1988, 2:00 P.M. AT THE REQUEST OF THE PLANNING DEPARTMENT FOR PLANNING COMMISSION HEARING. Second by Henderson. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-338: CONTINUED TO SEPTEMBER 12, 1988, 2:00 P.M.

Approval of the proposed Scripps Eastview Development Agreement between the City of San Diego and ITEC Properties.

The proposed development agreement would apply to approximately 114 acres in the Scripps Miramar Ranch community. The development agreement is being proposed to meet a condition placed on an approved tentative subdivision map for the property. The primary purpose of the development agreement is to provide for the funding of public facilities through the owner's participation in the community's public facilities financing plan. The owner would agree to pay its fair share of fees or contribute facilities in lieu of payment as required by the public facilities financing plan for the community. The developer would also provide public improvements, facilities and services as required by the tentative subdivision map. The development agreement would assure the owner that the property could be developed in conformance with the Scripps Miramar Ranch Community Plan, Vesting Tentative Map VTM-87-0884, Planned Residential Development Permit PRD-87-0884 and the A-1-1, R-3000, R1-6000 and HRO zones for the 20-year term of the agreement. Additional provisions are included in the draft development agreement. The property subject to the proposed development agreement is located south of the Poway City Limits on the north and westerly sides of Pomerado Road, opposite the intersection of Beeler Canyon Road. A brief legal description is as

follows: The northwest quarter of the southwest quarter;
portion of the northeast quarter of the southwest quarter;
portion of the northwest quarter of the southeast quarter;
portion of the southeast quarter of the southwest quarter
and a portion of the southwest quarter of the northeast
quarter, Section 26, Township 14 South, Range 2 West,
S.B.B.M. The specific legal description is on file in the
City Planning Department.
(Case-88-0423. District-5.)

Subitem-A: (R-89-432)

Adoption of a Resolution certifying that the information
contained in Environmental Impact Report EIR-84-0744 has
been completed in compliance with the California
Environmental Quality Act of 1970 and State guidelines, and
that said report has been reviewed and considered by the
Council; and adopting appropriate findings of mitigation,
feasibility or project alternatives and statement of
overriding considerations pursuant to California Public
Resources Code Section 21081.

Subitem-B: (R-89-433)

Adoption of a Resolution certifying that the information
contained in Addendum 87-0884, an addendum to Environmental
Impact Report EIR-84-0744 has been completed in compliance
with the California Environmental Quality Act of 1970 and
State guidelines, and that said report has been reviewed
and considered by the Council; and adopting appropriate
findings of mitigation, feasibility or project alternatives
and statement of overriding considerations pursuant to
California Public Resources Code Section 21081.

Subitem-C: (O-89-34)

Introduction of an Ordinance approving the development
agreement.

FILE LOCATION: DEVL Scripps Eastview Development Agreement

COUNCIL ACTION: (Tape location: F159-J120.)

Hearing began 3:08 p.m. and halted 5:50 p.m.

Testimony on the continuance by Paul Peterson.

MOTION BY STRUIKSMA TO CONTINUE ITEMS 335, 337 AND 338 TO
SEPTEMBER 12, 1988, 2:00 P.M. AND ITEM-336 TO SEPTEMBER 13,
1988, 2:00 P.M. AT THE REQUEST OF THE PLANNING DEPARTMENT FOR
PLANNING COMMISSION HEARING. Second by Henderson. Passed by
the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea,

Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea,
Filner-yea, Mayor O'Connor-yea.

ITEM-339: CONTINUED TO SEPTEMBER 27, 1988, 2:00 P.M.

Matter of clarification of the City Council's action of
June 6, 1988, relating to the historical designation of the
Savage Tire Factory/Aztec Brewery. The subject property is
located at 2301 Main Street in the Barrio Logan Community
Plan area.

(District-8.)

FILE LOCATION: --

COUNCIL ACTION: (Tape location: E091-098.)

MOTION BY McCOLL TO CONTINUE TO SEPTEMBER 27, 1988, 2:00 P.M. AT
COUNCIL FILNER'S REQUEST FOR FURTHER REVIEW. Second by McCarty.

Passed by the following vote: Wolfsheimer-yea, Roberts-not
present, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea,
McCarty-yea, Filner-not present, Mayor O'Connor-yea.

ITEM-340: (R-89-259) CONTINUED TO SEPTEMBER 20, 1988

(Continued from the meeting of August 2, 1988, Item S501,
at the City Manager's request, for further review.)

Adopting the Southeast Economic Development Corporation's
Annual Administrative Budget for Fiscal Year 1989;
authorizing the City Auditor and Comptroller to establish
the necessary accounts and to appropriate and allot all
monies available in each project fund up to the amount
budgeted and to record the expenditure of funds and the
recovery of all accrued costs subject to the amount of
revenues available in each project fund; authorizing SEDC's
Executive Vice President, or his designee, to make
budgetary transfers between the budgeted line items in
accordance with Section 1.07 of the Operating Agreement
between the Agency and SEDC.

(See memorandum from SEDC Executive Vice President dated
8/2/88.)

FILE LOCATION: --

COUNCIL ACTION: (Tape location: E040-047.)

MOTION BY PRATT TO CONTINUE TO SEPTEMBER 20, 1988, AT THE
REQUEST OF SEDC AND THE CITY MANAGER FOR FURTHER NEGOTIATIONS.

Second by Henderson. Passed by the following vote:

Wolfsheimer-yea, Roberts-not present, McColl-yea, Pratt-yea,
Struiksma-yea, Henderson-yea, McCarty-yea, Filner-not present,
Mayor O'Connor-not present.

* ITEM-S400: (R-89-438) ADOPTED AS RESOLUTION R-271795

Accepting the Personnel Director's Quarterly Equal Employment Opportunity Report for the period of December 25, 1987 to March 18, 1988.

(See Report from the Personnel Director dated 6/1/88.)

COMMITTEE ACTION: Reviewed by RULES on 7/6/88. Recommendation to adopt the report from the Personnel Director. Districts 1, 2, 3 and 7 voted yea. Mayor not present.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A278-296.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

* ITEM-S401: (R-89-460) ADOPTED AS RESOLUTION R-271796

A Resolution approved by the City Council in Closed Session on Tuesday, August 9, 1988 by the following vote: Wolfsheimer-yea; Roberts-not present; McColl-not present; Pratt-yea; Struiksma-yea; Henderson-yea; McCarty-yea; Filner-not present; Mayor-yea.

Authorizing the City Manager to pay the total sum of \$25,037.50 in the settlement of each and every claim against the City, its agents and employees, resulting from the personal injuries to Barbara Pantano (Superior Court Case No. 580865, Barbara Pantano v. City of San Diego, et al.); authorizing the City Auditor and Comptroller to issue one check in the total amount of \$25,037.50 made payable to Barbara Pantano and her attorney, Matthew Lees, in full settlement of the lawsuit and all claims.

CITY MANAGER SUPPORTING INFORMATION: This constitutes the complete and final settlement of the personal injury claim of Barbara Pantano against the City of San Diego as a result of an incident on February 28, 1986.

Aud. Cert. 8900212.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A278-296.)

CONSENT MOTION BY HENDERSON TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-S402: (O-89-30) CONTINUED TO OCTOBER 10, 1988

Introduction of an Ordinance amending Chapter V, Article 5, of the San Diego Municipal Code, by amending Section 55.10.301, relating to Fire Protection and Prevention and Installation of Fire Sprinklers, to require that all high rise buildings within the City be retrofitted with fire sprinkler systems.

(See City Manager Report CMR-88-423.)

FILE LOCATION: --

COUNCIL ACTION: (Tape location: E445-F124.)

MOTION BY ROBERTS TO CONTINUE TO OCTOBER 10, 1988 TO SEE WHAT HAPPENS TO STATE LEGISLATION SB2896. Second by McCarty. Passed by the following vote: Wolfsheimer-nay, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ADDITIONAL BUSINESS: (R-89-593) ADOPTED AS RESOLUTION
R-271860

19880906

During consideration of the above regular business item, the following resolution was adopted.

Requesting and recommending that the Governor veto Senate Bill 2896, that the Director of Intergovernmental Relations take all the necessary and appropriate action to inform the Governor and appropriate State administrative officials of the San Diego City Council's request and recommendation in this matter.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: E445-F124.)

MOTION BY ROBERTS TO ADOPT A RESOLUTION RECOMMENDING TO THE GOVERNOR THAT HE VETO SB 2896, NOT BECAUSE THE CITY IS TRYING TO AVOID THE CONSTRUCTION OF SPRINKLER SYSTEMS IN PRE-CODE BUILDINGS, BUT BECAUSE THE CITY WANTS TO ADOPT ITS ORDINANCE WHICH THE COUNCIL BELIEVES WOULD BE MORE EFFECTIVE FOR THE CITY OF SAN DIEGO. Second by McCarty. Passed by the following vote: Wolfsheimer-nay, Roberts-yea, McColl-yea, Pratt-yea, Struiksma-yea, Henderson-yea, McCarty-yea, Filner-yea, Mayor O'Connor-yea.

ITEM-CS-1: (R-89-524) ADOPTED AS RESOLUTION R-271803

A Resolution adopted by the City Council in Closed Session on September 6, 1988:

Authorizing and empowering the City Manager to pay the sum

of \$450,000 to plaintiff James L. and Kimiko Miller in the settlement of each and every claim against The City of San Diego, its agents and employees, Superior Court No. 511126, James L. and Kimiko Miller v. City of San Diego, et al, authorizing the City Auditor and Comptroller to issue one check in the amount of \$450,000, made payable to James L. and Kimiko Miller and their attorney of record, Richard J. Elliott, in full settlement of the lawsuit and all claims.

FILE LOCATION: Meet

ITEM-CS-2: (R-89-507) ADOPTED AS RESOLUTION R-271804

A Resolution adopted by the City Council in Closed Session on September 6, 1988:
Authorizing and empowering the City Manager to pay the sum of \$300,000 in the settlement of each and every claim against The City of San Diego, its agents and employees, Municipal Court No. 445296, Lisa Larson v. City of San Diego, et al. resulting from Wrongful Death claims of Donna, Erik and Lisa Larson, a minor in the amount of \$300,000, made payable to Donna, Erik and Lisa Larson, a minor, and their attorney John Metz, in full settlement of all claims.

FILE LOCATION: Meet

NON-DOCKET ITEMS:

None.

PUBLIC COMMENT:

ITEM-PC-1: REFERRED TO CITY MANAGER

Comments by Council Member Struiksma to refer to the City Manager to review the merits of including the Signal Landmark Properties in the proposed Penasquitos Development Agreement and forward recommendations to the Planning Commission for September 15 hearing on the proposed Penasquitos Development Agreement.

FILE LOCATION: Agenda

COUNCIL ACTION: (Tape location: J390-440.)

ITEM-PC-2: REFERRED TO CITY MANAGER

Comments by a person re Police Department.

FILE LOCATION: Agenda

COUNCIL ACTION: (Tape location: J440-449.)

ITEM-PC-3: REFERRED TO CITY CLERK

Comments by Chief Deputy City Attorney Bromfield requesting placing on the Council Docket for September 12, 1988, revisions for the ballot language for the Council's Growth Management proposal.

FILE LOCATION: Agenda

COUNCIL ACTION: (Tape location: J450-475.)

ADJOURNMENT:

The meeting was adjourned by Mayor O'Connor at 6:16 p.m. in honor of the memory of Ron Neuman and John Pappas.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: J510).